



**The Meeting Transcript of
The Los Angeles County
Board of Supervisors**



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1 **[REPORT OF ACTION TAKEN IN CLOSED SESSION**
2 **ON FEBRUARY 6, 2007, BEGINS ON PAGE 156.]**

3
4
5
6 **SUP. YAROSLAVSKY, CHAIRMAN:** BOARD OF SUPERVISORS MEETING IS
7 NOW IN SESSION. ASK EVERYONE TO COME TO ORDER. ASK EVERYONE TO
8 PLEASE RISE FOR THE INVOCATION AND THE PLEDGE OF ALLEGIANCE.
9 THE INVOCATION WILL BE LED BY RABBI LEAH LEWIS OF LEO BAECK
10 TEMPLE, WEST LOS ANGELES AND THE PLEDGE OF ALLEGIANCE WILL BE
11 LED BY GEORGE REEDY, MEMBER POST NUMBER 5 OF THE LOS ANGELES
12 DISABLED AMERICAN VETERANS. RABBI LEWIS.

13
14 **RABBI LEAH LEWIS:** DO NOT SEPARATE YOURSELF FROM THE COMMUNITY,
15 SAID ANCIENT SAGES, AND LET ALL WHO LABOR WITH THE COMMUNITY
16 DO SO FOR THE SAKE OF HEAVEN. AS WE GATHER TOGETHER THIS
17 MORNING, WE PRAY THAT THOSE WHO LABOR FOR OUR COMMUNITY ARE
18 ABLE TO DO SO WITH CLARITY OF PURPOSE AND AN UNDYING DRIVE TO
19 PURSUE JUSTICE. ETERNAL GOD OF VISION AND INSIGHT, GRANT THESE
20 OFFICIALS WHO HAVE BOUND THEMSELVES TO THEIR COMMUNITY THE
21 STRENGTH THAT THEY NEED TO CONTINUE ON THEIR PATHS OF
22 COMMITMENT AND HONESTY, OF COMPASSION AND HUMOR. ALL WHO SIT
23 HERE TODAY DO SO BECAUSE THEY ARE COMMITTED TO MAKING THIS
24 COUNTY A MORE HUMANE PLACE FOR ALL WHO DWELL WITHIN IT. AS
25 THEY BUSY THEMSELVES WITH THE WORK OF THIS DAY, BE WITH THEM



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1 SO THAT THEIR EFFORTS ARE FOR YOUR SAKE. MAY THEIR EXAMPLE
2 INSPIRE PEOPLE ALL OVER THIS COUNTY TO BIND THEMSELVES, TO
3 BIND OURSELVES TO THIS COMMUNITY AND TO DO SO FOR THE SAKE OF
4 HEAVEN. MAY IT BE YOUR WILL, O GOD, AND MAY IT BE SO.

5

6 **GEORGE L. REEDY:** LET US FACE THE FLAG AND PUT OUR RIGHT HAND
7 OVER OUR HEARTS. TOGETHER. [PLEDGE OF ALLEGIANCE]

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** MEMBERS OF THE BOARD, WE WERE LED
10 IN THE INVOCATION THIS MORNING BY RABBI LEAH LEWIS, WHO IS THE
11 ASSOCIATE RABBI OF LEO BAECK TEMPLE IN WEST LOS ANGELES. SHE
12 ORIGINALLY JOINED THE STAFF OF LEO BAECK AS DIRECTOR OF
13 EDUCATION IN 2002, FROM WHICH HER CURRENT ROLE HAS EVOLVED.
14 RABBI LEWIS RECEIVED HER UNDERGRADUATE DEGREE IN SOCIOLOGY AND
15 RELIGIOUS STUDIES AT THE UNIVERSITY OF CALIFORNIA SANTA
16 BARBARA. AFTER GRADUATING, SHE SPENT A YEAR AT THE RELIGIOUS
17 ACTION CENTER OF REFORMED JUDAISM IN WASHINGTON, D.C. AS ONE
18 OF A SELECT GROUP OF RECENT COLLEGE GRADUATES FROM AROUND THE
19 COUNTRY. RABBI LEWIS WAS ORDAINED IN 2002 FROM THE HEBREW
20 UNION COLLEGE IN NEW YORK. PREVIOUSLY, SHE SPENT ONE YEAR AT
21 HEBREW UNION COLLEGE IN JERUSALEM AND THREE YEARS AT HUC IN
22 LOS ANGELES, WHERE SHE RECEIVED HER MASTER'S DEGREE IN HEBREW
23 LETTERS AND IN JEWISH COMMUNAL SERVICES. SO YOU'VE GOT A LOT
24 OF DEGREES. ASIDE FROM ALL THOSE THINGS, SHE'S A PASSIONATE
25 ADVOCATE FOR SOCIAL JUSTICE IN THE GREAT TRADITION OF HER



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1 PREDECESSORS AT LEO BAECK TEMPLE. SO, RABBI, THANK YOU VERY
2 MUCH FOR COMING DOWN THIS MORNING. [APPLAUSE]

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** SUPERVISOR BURKE.

5

6 **SUP. BURKE:** WE WERE VERY HONORED TO HAVE GEORGE L. REEDY AS
7 OUR PLEDGE VETERAN TODAY, AND HE IS FROM THE DISABLED AMERICAN
8 VETERAN POST NUMBER 5 IN LOS ANGELES. HE WAS IN THE MILITARY
9 FROM 1966 TO '69 AS A CORPORAL IN THE U.S. ARMY. HE WAS IN THE
10 ARMY SECURITY COMMAND IN VIETNAM, THE TET OFFENSIVE. HE
11 RECEIVED DECORATIONS, THE ARMY MERITORIOUS UNIT COMMENDATION
12 MEDAL, GOOD CONDUCT MEDAL, NATIONAL DEFENSE SERVICE MEDAL,
13 ARMED FORCES EXPEDITIONARY MEDAL, VIETNAM SERVICE MEDAL WITH
14 TWO STARS, REPUBLIC OF VIETNAM CAMPAIGN MEDAL. HE'S RETIRED,
15 HAS FOUR CHILDREN, HE'S LIVED IN THE DISTRICT FOR 12 YEARS. HE
16 WENT TO LOS ANGELES CITY COLLEGE AND TO CAL STATE UNIVERSITY
17 L.A. [APPLAUSE]

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THANK YOU ALL. NOW WE HAVE
20 THE AGENDA BEFORE US. SACHI, DO YOU WANT TO CALL THE AGENDA?

21

22 **CLERK SACHI HAMAI:** SURE. GOOD MORNING, MR. CHAIRMAN, MEMBERS
23 OF THE BOARD. WE WILL BEGIN TODAY'S AGENDA ON PAGE 6, AGENDA
24 FOR THE MEETING OF THE HOUSING AUTHORITY, ITEMS 1-H AND 2-H.

25



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** WHAT PAGE ARE WE ON? I'M SORRY.

2

3 **CLERK SACHI HAMAI:** PAGE 6.

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** SIX. OKAY, SUPERVISOR BURKE MOVES,
6 MOLINA SECONDS. UNANIMOUS VOTE.

7

8 **CLERK SACHI HAMAI:** BOARD OF SUPERVISORS, ITEMS 1 THROUGH 12.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** MOLINA MOVES, KNABE SECONDS.
11 UNANIMOUS VOTE.

12

13 **CLERK SACHI HAMAI:** CHIEF ADMINISTRATIVE OFFICER, ITEMS 13
14 THROUGH 15. AND, ON ITEM 14, SUPERVISOR ANTONOVICH REQUESTS
15 THAT THIS ITEM BE HELD.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. 13 AND 15 ARE BEFORE
18 US.

19

20 **CLERK SACHI HAMAI:** CORRECT.

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** ANTONOVICH MOVES, KNABE SECONDS.
23 UNANIMOUS VOTE.

24

25 **CLERK SACHI HAMAI:** AUDIT COMMITTEE, ITEMS 16 THROUGH 18.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** KNABE MOVES, MOLINA SECONDS.
3 UNANIMOUS VOTE.

4

5 **CLERK SACHI HAMAI:** CHIEF INFORMATION OFFICE, ITEMS 19 AND 20.
6 ON ITEM 19, SUPERVISOR BURKE AND A MEMBER OF THE PUBLIC
7 REQUEST THAT THIS ITEM BE HELD. ON ITEM 20, AS INDICATED ON
8 THE SUPPLEMENTAL AGENDA, THE CHIEF INFORMATION OFFICER
9 REQUESTS THAT THIS ITEM BE CONTINUED ONE WEEK TO FEBRUARY
10 13TH, 2007.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** WITHOUT OBJECTION, THAT WILL BE
13 THE ORDER.

14

15 **CLERK SACHI HAMAI:** CHILDREN AND FAMILY SERVICES, ITEMS 21
16 THROUGH 23. ON ITEM 21, AS INDICATED ON THE SUPPLEMENTAL
17 AGENDA, THE DIRECTOR OF CHILDREN AND FAMILY SERVICES REQUESTS
18 THAT THIS ITEM BE REFERRED BACK TO THE DEPARTMENT AND ALSO ON
19 ITEM 21, SUPERVISOR ANTONOVICH REQUESTS THAT THIS ITEM BE
20 HELD. ON ITEM 23, AS INDICATED ON THE SUPPLEMENTAL AGENDA, THE
21 DIRECTOR OF CHILDREN AND FAMILY SERVICES REQUESTS THAT THIS
22 ITEM BE CONTINUED ONE WEEK TO FEBRUARY 13, 2007. ITEM 22 IS...

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** ON ITEM 21, MIKE, DO YOU HAVE AN
25 OBJECTION TO CONTINUING IT? ALL RIGHT.



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1

2 **CLERK SACHI HAMAI:** IT'S ACTUALLY BEING REFERRED-- ITEM 21 IS
3 BEING REFERRED BACK.

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** NO OBJECTION TO REFERRING IT BACK?
6 ALL RIGHT. THEN ITEM 21 WILL BE REFERRED BACK. WITHOUT
7 OBJECTION. ITEM 23...

8

9 **CLERK SACHI HAMAI:** ITEM 22 IS BEFORE YOU.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** ...WILL BE CONTINUED FOR ONE WEEK
12 AND ITEM 22 IS BEFORE US, MOLINA MOVES, KNABE SECONDS.
13 UNANIMOUS VOTE.

14

15 **SUP. ANTONOVICH:** LET ME RECONSIDER THAT. I HAVE A MOTION I'D
16 LIKE TO READ INTO THE...

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** OH, ON 21?

19

20 **SUP. ANTONOVICH:** WHY DON'T WE JUST PREPARE 5-SIGNATURE LETTER
21 TO THE GOVERNOR REQUESTING A STATE METHODOLOGY FOR CAP TITLE
22 4(E) FUNDING THAT MIRRORS THE FEDERAL FUNDING GUIDELINES, THUS
23 SUPPORTING L.A. COUNTY'S GOAL OF ACCELERATED OUTCOME
24 IMPROVEMENTS FOR CHILDREN AND FAMILIES, REPORT BACK IN 30 DAYS
25 ON THE PROGRESS OF FINALIZING THAT TITLE 4(E) WAIVER



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1 MEMORANDUM OF UNDERSTANDING BETWEEN THE STATE AND THE COUNTY.
2 WE'VE BEEN IN TOUCH WITH THE GOVERNOR'S OFFICE AND FORMER
3 SENATOR BURTON ON THIS ISSUE AND TRYING TO GET...

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. LET'S HOLD-- LET'S
6 RECONSIDER ITEM 21. WITHOUT OBJECTION, MOVED BY ANTONOVICH,
7 I'LL SECOND TO RECONSIDER AND LET'S HOLD IT ON THE TABLE AND
8 THEN CIRCULATE THE MOTION AND WE'LL DEAL WITH IT SHORTLY.
9 THANKS. ITEM 22, WE APPROVED, CORRECT?

10

11 **CLERK SACHI HAMAI:** CORRECT.

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** MOLINA MOVED IT. YES, OKAY. NEXT
14 ITEM.

15

16 **CLERK SACHI HAMAI:** COMMUNITY DEVELOPMENT COMMISSION, ITEM 24.

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** MOLINA MOVES, BURKE SECONDS.
19 UNANIMOUS VOTE.

20

21 **CLERK SACHI HAMAI:** COUNTY COUNSEL, ON ITEM 25, SUPERVISOR
22 ANTONOVICH AND A MEMBER OF THE PUBLIC REQUESTS THAT THIS ITEM
23 BE HELD.

24

25 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT, IT WILL BE HELD.



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1

2 **CLERK SACHI HAMAI:** DISTRICT ATTORNEY, ITEM 26.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. ANTONOVICH MOVES, BURKE
5 SECONDS. UNANIMOUS VOTE.

6

7 **CLERK SACHI HAMAI:** FIRE DEPARTMENT, ON ITEM 27, THERE'S A
8 REQUEST FROM A MEMBER OF THE PUBLIC TO HOLD THIS ITEM.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. WE'LL HOLD IT.

11

12 **CLERK SACHI HAMAI:** HEALTH SERVICES, ITEM 28.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** MOLINA MOVES, KNABE SECONDS.
15 UNANIMOUS VOTE.

16

17 **CLERK SACHI HAMAI:** MENTAL HEALTH, ITEM 29.

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** BURKE MOVES, ANTONOVICH SECONDS.
20 UNANIMOUS VOTE.

21

22 **CLERK SACHI HAMAI:** PARKS AND RECREATION, ITEM 30.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** KNABE MOVES, ANTONOVICH SECONDS.
25 UNANIMOUS VOTE.



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1

2 **CLERK SACHI HAMAI:** PROBATION, ITEM 31.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** KNABE MOVES, BURKE SECONDS.

5 UNANIMOUS VOTE.

6

7 **CLERK SACHI HAMAI:** PUBLIC HEALTH, ITEM 32.

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** BURKE MOVES, MOLINA SECONDS.

10 UNANIMOUS VOTE.

11

12 **CLERK SACHI HAMAI:** PUBLIC WORKS, ITEMS 33 THROUGH 49.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** KNABE MOVES, I'LL SECOND.

15 UNANIMOUS VOTE.

16

17 **CLERK SACHI HAMAI:** ON PAGE 24, SHERIFF, ITEMS 50 THROUGH 52.

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** ANTONOVICH MOVES, BURKE SECONDS.

20 UNANIMOUS VOTE.

21

22 **CLERK SACHI HAMAI:** TREASURER AND TAX COLLECTOR, ITEM 53.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** BURKE MOVES, MOLINA SECONDS.

25 UNANIMOUS VOTE.



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1

2 **CLERK SACHI HAMAI:** MISCELLANEOUS COMMUNICATIONS, ITEMS 54 AND
3 55.

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** KNABE MOVES, ANTONOVICH SECONDS.
6 UNANIMOUS VOTE.

7

8 **CLERK SACHI HAMAI:** ORDINANCES FOR INTRODUCTION. ON ITEMS 56
9 AND 57, I'LL READ THE SHORT TITLES IN FOR THE RECORD. ON ITEM
10 56, THIS IS AN ORDINANCE AMENDING TITLE 2, ADMINISTRATION OF
11 THE LOS ANGELES COUNTY CODE RELATING TO THE LIVING WAGE
12 ORDINANCE.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT AND I THINK MR.
15 ANTONOVICH WANTS THAT TO BE HELD. IT'S TIED TO THE OTHER ITEM,
16 CORRECT?

17

18 **CLERK SACHI HAMAI:** CORRECT, I'M SORRY.

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. SO WE'LL HOLD THAT.

21

22 **CLERK SACHI HAMAI:** AND ON ITEM 57, THIS IS AN ORDINANCE
23 AMENDING TITLE 3, ADVISORY COMMISSIONS AND COMMITTEES OF THE
24 LOS ANGELES COUNTY CODE TO ADOPT AND CONTINUE CHAPTER 3.35



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1 COMMISSION ON INSURANCE AND EXTEND THE EXPIRATION DATE
2 THEREOF.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** I WILL MOVE, MOLINA SECONDS.
5 UNANIMOUS VOTE.

6

7 **CLERK SACHI HAMAI:** ORDINANCE FOR ADOPTION, ITEM 58.

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** ITEM 58. MOLINA MOVES, BURKE
10 SECONDS. UNANIMOUS VOTE.

11

12 **CLERK SACHI HAMAI:** PUBLIC HEARINGS, ITEMS 59 AND 60, WE'LL
13 HOLD FOR PUBLIC HEARING. ON ITEM 61, SUPERVISOR YAROSLAVSKY
14 REQUESTS THAT THIS ITEM BE CONTINUED FOUR WEEKS TO MARCH 6,
15 2007.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** WITHOUT OBJECTION, THAT WILL BE
18 THE ORDER.

19

20 **CLERK SACHI HAMAI:** MISCELLANEOUS, ADDITIONS TO THE AGENDA
21 REQUESTED BY BOARD MEMBERS AND THE CHIEF ADMINISTRATIVE
22 OFFICER, WHICH WERE POSTED MORE THAN 72 HOURS IN ADVANCE OF
23 THE MEETING, AS INDICATED ON THE GREEN SUPPLEMENTAL AGENDA. ON
24 ITEM 62-A, SUPERVISOR ANTONOVICH REQUESTS THAT THIS ITEM BE
25 HELD.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT.

3

4 **CLERK SACHI HAMAI:** 62-B.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** BURKE MOVES, ANTONOVICH SECONDS.

7 UNANIMOUS VOTE.

8

9 **CLERK SACHI HAMAI:** 62-C.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** BURKE MOVES, ANTONOVICH SECONDS.

12 UNANIMOUS VOTE.

13

14 **CLERK SACHI HAMAI:** THAT COMPLETES THE READING OF THE AGENDA.

15 BOARD OF SUPERVISORS' SPECIAL ITEMS BEGIN WITH SUPERVISORIAL

16 DISTRICT NUMBER 5.

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. ANTONOVICH.

19

20 **SUP. ANTONOVICH:** WE HAVE A TWO-MINUTE VIDEO WE WOULD LIKE TO

21 SHOW AT THIS TIME AND WITH US IS GENERAL MAJOR WADE, WHO IS

22 THE ADJUTANT GENERAL OF THE CALIFORNIA NATIONAL GUARD WHO IS

23 HERE BUT IF WE COULD SEE THIS TWO-MINUTE VIDEO ON THE 370 YEARS

24 OF THE HISTORY AND BIRTHDAY OF THE NATIONAL GUARD. (MUSIC)

25 (RADIO CHATTER)



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1

2 **SPEAKER:** THE COUNTRY HAS A NEED, YOU DROP WHAT YOU'RE DOING
3 AND YOU GO SUPPORT.

4

5 **SPEAKER:** THE NATIONAL GUARD HAS TWO MISSIONS, PROTECT THE
6 UNITED STATES IN A TIME OF CRISIS AND ALSO RIGHT THERE AT HOME
7 WITH YOUR NEIGHBORS AND YOUR COMMUNITY AND IN THE STATE OF AN
8 EMERGENCY. **SPEAKER:** THOSE ARE THE TIMES WHEN YOU SEE THE TRUE
9 COLORS.

10

11 **SPEAKER:** THIS GUY IS A COMPUTER PROGRAMMER AND THIS GUY IS A
12 POLICE OFFICER, THIS GUY IS A DOCTOR. THEY BRING THOSE SKILLS
13 INTO THEIR NATIONAL GUARD JOB.

14

15 **SPEAKER:** THEY HAVE THEIR CIVILIAN CAREER AND THEIR FAMILY AND
16 THEY'LL LITERALLY CHANGE CLOTHES AND THEY BECOME A SOLDIER.

17

18 **SPEAKER:** WE HAD BEEN LAUNCHED TO HOUSTON TO RESCUE PEOPLE FROM
19 FLOODS AND THERE WAS A PREGNANT WOMAN, SHE WAS JUST ABSOLUTELY
20 TERRIFIED. JUST WANTED TO GIVE HER A REAL BIG SMILE AND LET
21 HER KNOW THAT SHE WAS OKAY. IT'S DAYS LIKE THAT, THAT'S WHAT
22 MAKES ME LOVE WHAT I DO.

23

24 **SPEAKER:** WE KNOW THE SACRIFICES, WE KNOW THE CONSEQUENCES, WE
25 DON'T HAVE A SAFE JOB AND WE'RE ALL WILLING TO ACCEPT THAT.



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1

2 **SPEAKER:** THIS IS A OATH, A COMMITMENT THAT I TOOK, THAT I
3 FULLY UNDERSTAND. I VOLUNTEERED FOR THIS.

4

5 **SPEAKER:** IT'S A EVERYDAY PROCESS. NEW GUYS COMING IN, OLD GUYS
6 LIKE ME GOING OUT. HEY, THAT'S THE WAY IT'S SUPPOSED TO BE,
7 YOU KNOW?

8

9 **SPEAKER:** I FINALLY FOUND A PLACE WHERE I CAN FIT IN, BE NEAR
10 MY FAMILY AND DO ANYTHING FOR THEM.

11

12 **SPEAKER:** IT'S VERY REAL. I MEAN, ONE DAY YOU CAN BE DOING
13 SEARCH AND RESCUES, THE NEXT DAY YOU CAN BE ASKED TO GO ON A
14 DEPLOYMENT OVERSEAS.

15

16 **SPEAKER:** THE NATIONAL GUARD IS ROCK SOLID BECAUSE WE CARE, WE
17 BELIEVE IN GIVING BACK TO THE COUNTRY THAT GIVES US SO MUCH.

18

19 **SPEAKER:** NATIONAL GUARD MEMBERS ARE OUR SONS AND OUR
20 DAUGHTERS, OUR NEIGHBORS, OUR COWORKERS. IT'S ALMOST THE
21 D.N.A. OF AMERICA. [APPLAUSE]

22

23 **SUP. ANTONOVICH:** THIS MORNING, IT'S MY PRIVILEGE TO WELCOME
24 ADJUTANT GENERAL OF THE CALIFORNIA NATIONAL GUARD, GENERAL
25 WILLIAM WADE, MAJOR GENERAL. HE JUST RETURNED FROM A WEEKEND



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1 FROM IRAQ AND WE ARE HONOR THAT HE'S JOINING WITH US TODAY AND
2 HE'S ALSO WITH HIS-- HERE THIS AFTERNOON, OR I SHOULD SAY
3 MORNING, WITH HIS WIFE, LESLIE, WHO HAS JOINED US AS WELL. THE
4 NATIONAL GUARD IS THE OLDEST COMPONENT OF THE ARMED FORCES OF
5 THE UNITED STATES. THE GUARD HAS RECENTLY CELEBRATED ITS 370TH
6 BIRTHDAY. THEY TRACE THEIR ROOTS BACK TO THE EARLIEST ENGLISH
7 COLONIES IN NORTH AMERICA WHEN THE COLONISTS DREW ON ENGLISH
8 MILITARY TRADITION AND ORGANIZED THEIR ABLE BODIED CITIZENS
9 INTO MILITIAS FOR THEIR OWN DEFENSE. FROM BEFORE THE AMERICAN
10 REVOLUTION TO THE MODERN DAY, NATIONAL GUARD HAS REMAINED
11 CENTRAL TO OUR NATIONAL AND HOMELAND DEFENSE. THE CITIZEN
12 SOLDIERS IN THE GUARD COME FROM ALL WALKS OF LIFE, TRAINING
13 MONTHLY AND GIVING SELFISHLY OF THEMSELVES AND OTHERS TO SERVE
14 THEIR COUNTRY. WHEN DISASTER STRIKES, THE GUARD IS OUR
15 COUNTRY'S FIRST LINE OF DEFENSE. IN THE HOURS FOLLOWING
16 HURRICANE KATRINA, THE GUARD RESPONDED WITH THE LARGEST
17 MOBILIZATION IN THE HISTORY OF THE WORLD FOR A DOMESTIC
18 DISASTER. OVER 50,000 GUARD MEMBERS FROM EVERY ONE OF THE 54
19 STATES, TERRITORIES AND THE DISTRICT OF COLUMBIA RESPONDED
20 WITHIN THE FIRST WEEK RESCUING MORE THAN 17,000 AMERICANS AND
21 EVACUATING MORE THAN 70,000 GRATEFUL CITIZENS. GENERAL WADE,
22 IN 2005, HE WAS ASSIGNED TO THREE MAJOR COMMANDS AS CONCURRENT
23 ASSIGNMENTS. THE COMMANDING GENERAL, MULTINATIONAL BRIGADE,
24 KOSOVO, THE ASSISTANT DIVISION COMMANDER MANEUVER 40TH
25 INFANTRY DIVISION MECHANIZED AND THE ARMY FORCES COMMANDER FOR



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1 THE BALKANS THEATRE OF OPERATIONS, INCLUDING ALL TITLE 10
2 RESPONSIBILITIES, GROUND FORCES IN KOSOVO, MACEDONIA, ALBANIA,
3 ROMANIA AND BULGARIA. SO, GENERAL WADE, IT'S OUR PLEASURE TO
4 GIVE TO YOU ON BEHALF OF THE COUNTY OF LOS ANGELES OUR
5 PROCLAMATION IN RECOGNITION OF YOUR 370TH BIRTHDAY AND WE KNOW
6 THAT HE HAVE MANY NATIONAL GUARDSMEN ON ACTIVE DUTY TODAY IN
7 AFGHANISTAN AND IN IRAQ WHO COME FROM LOS ANGELES COUNTY AND
8 WHO ARE PROUD MEMBERS OF THE GUARD AND PROUD MEMBERS OF OUR
9 FORCES OVERSEAS. [APPLAUSE]

10

11 **MAJOR GENERAL WILLIAM WADE:** THANK YOU VERY MUCH, MIKE. I
12 APPRECIATE THIS. I THINK MIKE SAID IT ALL. A LOT OF PEOPLE
13 DON'T REALIZE THAT THE NATIONAL GUARD OF THE UNITED STATES IS
14 AMERICA'S ARMY. WE HAVE BEEN FOR 370 YEARS. WE ARE THE LONGEST
15 STANDING MILITARY FORCE IN OUR NATION, CLEARLY ESTABLISHED 139
16 YEARS BEFORE THERE WAS A UNITED STATES ARMY. WE'RE VERY PROUD
17 OF OUR HERITAGE AND WHAT WE CAN DO FOR BOTH OUR STATE AND
18 NATION. ONCE AGAIN, THANK YOU VERY MUCH FOR THIS RECOGNITION.
19 [APPLAUSE]

20

21 **SUP. ANTONOVICH:** ON DECEMBER 10TH, WE WANT ALSO TRISH PLOEHN
22 TO COME UP, WHO IS THE DEPARTMENT OF CHILDREN AND FAMILY
23 SERVICES DIRECTOR TO JOIN ME. WE JOINED WITH THE LOS ANGELES
24 COUNTY FIRE DEPARTMENT AND THE DEPARTMENT OF CHILDREN AND
25 FAMILY SERVICES AS WE HOSTED THE 10TH ANNUAL FOSTER YOUTH



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 HOLIDAY PROGRAM AT SIX FLAGS MAGIC MOUNTAIN. CHRISTMAS WAS
2 FILLED THE AIR AS CAREGIVERS, FOSTER PARENTS AND VOLUNTEERS
3 WERE GREETED WITH FOOD, CHRISTMAS PRESENTS, HOLIDAY CHEER AND
4 A DAY OF FUN AT MAGIC MOUNTAIN. OUR SPONSORS INCLUDED, BECAUSE
5 THIS WAS A PUBLIC/PRIVATE PARTNERSHIP, AT AND T, NEWHALL LAND,
6 PARTY HOMES, SOUTHERN CALIFORNIA EDISON, T-MOBILE, TRILLIUM
7 TELECOM SERVICES, SIX FLAGS, MAGIC MOUNTAIN, AND DALE HOLLAND,
8 THE HEAD OF SIX FLAGS IN SANTA CLARITA, WE APPRECIATE HIS--
9 ALSO HIS WILLINGNESS TO PARTICIPATE EACH YEAR AND THE WESTERN
10 BADGE AND TROPHY COMPANY. WE ALSO WANT TO THANK ALL SAINTS
11 CHURCH FOR THEIR GENEROUS DONATION OF 900 TOYS TO THE CHILDREN
12 IN THE PASADENA COMMUNITY. OUR COUNTY FIRE DEPARTMENT AND THE
13 WONDERFUL CADETS IN THE FIRE DEPARTMENT EXPLORERS DID ANOTHER
14 SUPERB JOB IN COLLECTING THE TOYS AND GIFTS THROUGHOUT THE
15 SPARK OF LOVE TOY DRIVE. WE'D ALSO LIKE TO THANK OUR NINE
16 SPONSORS FOR THEIR SUPPORT IN MAKING THIS EVENT ANOTHER
17 SUCCESSFUL EVENT. SO, FIRST, LET ME GIVE CHIEF GARY BERGMAN,
18 BATTALION CHIEF. CONGRATULATIONS. [APPLAUSE]

19

20 **SUP. ANTONOVICH:** JASON. NICOLAS SEVATA. GARY FINLEY. NICOLAS
21 FITZGERALD. JACOB WENDELL? AND, FROM ALL SAINTS, WE HAVE WENDY
22 CLAIRE BARRY. FROM MAGIC MOUNTAIN, SUE CARPENTER, REPRESENTING
23 DALE HOME. LEWIS PADILLA ANDRE, REPRESENTING WESTERN BADGE.
24 JAMES BAZELL FROM PARTY HOMES. JEFF MONOONO FROM T-MOBILE.



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 SCOTT LONGHURST FROM TRILLIUM TELECOM. AND MARLEE HOFFER FROM
2 NEWHALL LAND. SO, TRISH?

3

4 **TRISH PLOEHN:** THANK YOU AND I JUST WANTED TO, ON BEHALF OF THE
5 OVER 400 CHILDREN THAT WERE AT THE HOLIDAY PARTY IN DECEMBER,
6 I WANTED TO OFFER MY SPECIAL THANKS FROM THE DEPARTMENT OF
7 CHILDREN AND FAMILY SERVICES. BECAUSE OF YOUR GENEROSITY, IT
8 WAS ABSOLUTELY WONDERFUL TO WATCH THE FACES OF THESE CHILDREN
9 WHEN THEY WALKED IN AND THEY SAW TABLES COVERED WITH FOOD AND
10 PRIZES AND PRESENTS AND IT WAS BECAUSE OF YOUR GENEROSITY THAT
11 THEY HAD A VERY SPECIAL HOLIDAY AND I THANK YOU ALL VERY MUCH.

12 [APPLAUSE]

13

14 **SUP. ANTONOVICH:** THANK YOU VERY MUCH. HAPPY NEW YEAR. NOW WE
15 HAVE A SPECIAL LITTLE GIRL, SHE'S EIGHT WEEKS OLD, AND HER
16 NAME IS LUCY. SHE'S A TERRIER MIX. THIS IS LITTLE LUCY.
17 ANYBODY'D LIKE TO ADOPT LITTLE LUCY, YOU CAN CALL THE
18 TELEPHONE NUMBER, (562) 728-4644 OR IN THE AUDIENCE, ANYBODY
19 WOULD LIKE LITTLE LUCY, HERE SHE IS. SHE'S JUST A CUTE LITTLE
20 TERRIER, LITTLE LONG HAIR. SEE EVERYBODY? HUH? SEE EVERYBODY?
21 SEE EVERYBODY? HOW ABOUT IT, KATHERINE? DO YOU WANT A DOG? A
22 LITTLE ADOPTED DOG? MILLIE? SHE'S ANXIOUS TO GO.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** BRING HER OVER HERE.

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. ANTONOVICH:** DON'T BE ANOTHER DOG TEASE.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** MS. MOLINA, ANY PRESENTATIONS? MS.
4 BURKE? I HAVE ONE PRESENTATION AND THAT IS TO PRESENT THE--
5 SORRY ABOUT THAT, THE L.A. COUNTY STARS. IT'S A PLEASURE TO
6 INTRODUCE THE WEB SERVICES UNIT FROM THE OFFICE OF THE COUNTY
7 ASSESSOR AS THE FEBRUARY 2007 L.A. COUNTY STARS. WHERE ARE
8 THEY? THERE THEY COME. IN THE CATEGORY OF SERVICE EXCELLENCE,
9 THE TEAM COMPRISED OF YVONNE RODRIGUEZ, DARLENE DEL PELASIO,
10 REX HARTLINE, AMY CHEN, HARRY LAY AND LISA GIBB, CREATED AN
11 OUTSTANDING PUBLIC SERVICE WEBSITE THAT DIRECTS TAXPAYER TO
12 PROPERTY TAX RELATED INFORMATION. THIS ELIMINATED THE NEED FOR
13 TAXPAYERS TO HAVE TO CONTACT FOUR DIFFERENT DEPARTMENTS IN
14 ORDER TO RECEIVE A RESPONSE TO THEIR INQUIRIES. THE TEAM ALSO
15 WROTE THEIR OWN EMAIL-BASED MONITORING SOFTWARE TO ENSURE THE
16 24 FUNCTIONALITY OF THE WEBSITE AND TO ELIMINATE PERSONAL
17 AFTER HOUR MONITORING BY SUPPORT STAFF. WE WANT TO
18 CONGRATULATE ALL OF YOU. THE ASSESSOR'S OFFICE HAS DONE A
19 GREAT JOB IN TERMS OF CUSTOMER AND CITIZEN SERVICE AND THIS IS
20 JUST ANOTHER GIANT STEP IN THAT TRADITION UNDER RICK
21 AUERBACH'S LEADERSHIP. SO CONGRATULATIONS TO ALL OF YOU,
22 THANKS FOR MAKING IT EASIER FOR OUR CONSTITUENTS AND WE WANTED
23 TO RECOGNIZE YOU. LET'S GIVE THEM A HAND. [APPLAUSE]

24



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. YAROSLAVSKY, CHAIRMAN:** OUR ASSESSOR IS HERE, RICK
2 AUERBACH. WOULD YOU LIKE TO SAY A WORD?

3

4 **RICK AUERBACH:** SURE. I'D LIKE TO CONGRATULATE MY STAFF AND
5 ALSO FROM INTERNAL SERVICES DEPARTMENT. THIS IS REALLY AN
6 EFFORT OF FOUR PROPERTY TAX DEPARTMENTS, THE AUDITOR-
7 CONTROLLER, TREASURER TAX COLLECTOR, ASSESSMENT APPEALS BOARD
8 AND THE ASSESSOR AND MY WEB SERVICES STAFF TOOK THEIR
9 DIRECTION AND RAN WITH IT AND THEIR PRODUCT IS SO GOOD, IT'S
10 ALREADY BEEN COPIED BY RIVERSIDE COUNTY AND I'D LIKE TO THANK
11 THEM FOR THEIR EFFORT. [APPLAUSE]

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. KNABE? NOTHING? MR.
14 ANTONOVICH, YOU'RE UP FIRST.

15

16 **SUP. ANTONOVICH:** FIRST, I WOULD LIKE TO MOVE THAT WE ADJOURN
17 IN MEMORY OF A VERY DEAR FRIEND WHO WAS QUITE INVOLVED IN MY
18 VARIOUS CAMPAIGNS AND SERVED AS CHIEF OF STAFF FOR MY OFFICE
19 WHEN I WAS FIRST ELECTED AND THAT'S KATHLEEN CROW, WHO PASSED
20 AWAY THIS PAST WEEK. A LONG-TIME RESIDENT OF SAN MARINO, SHE
21 SERVED SIX YEARS AS FORMER CHIEF-- MY CHIEF DEPUTY BETWEEN
22 1981 TO '87. SHE WAS INVOLVED WITH MANY ACTIVITIES. GOVERNOR
23 REAGAN HAD APPOINTED HER TO THE STATE TEACHER PREPARATION
24 LICENSING COMMISSION AND TO THE STATE BOARD OF PUBLIC HEALTH.
25 SHE SERVED AS A DELEGATE TO THREE NATIONAL REPUBLICAN



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 CONVENTIONS, WAS INVOLVED IN THE CAMPAIGNS FOR CONGRESSMAN DAN
2 LUNGREN FOR CONGRESS, SENATOR ED ROYCE, SENATOR JOHN LEWIS,
3 AND OTHERS. SHE WAS THE-- INVOLVED AS A MEMBER IN HER
4 COMMUNITY, AS A MEMBER OF THE SCHOOL BOARD WHERE SHE WAS
5 ELECTED. SHE SERVED AS A MEMBER OF THE SCHOOL BOARD IN SAN
6 MARINO AND WAS QUITE INVOLVED IN NUMEROUS ACTIVITIES AND
7 PHILANTHROPIC ORGANIZATIONS SO I MOVE WE ADJOURN IN MEMORY OF
8 KATHLEEN.

9

10 **SUP. BURKE:** MAY I JOIN IN THAT?

11

12 **SUP. ANTONOVICH:** YES. PAUL FRANCIS BERGER, PLASTERING
13 CONTRACTOR, FOUNDER OF BERGER BROTHERS FROM THE SAN GABRIEL
14 VALLEY, WAS QUITE INVOLVED IN A NUMBER OF ACTIVITIES IN THE
15 SAN GABRIEL VALLEY AND THE HOLY FAMILY CHURCH. ROGER GREEN,
16 WHO PASSED AWAY, HE WAS QUITE INVOLVED IN MANY ACTIVITIES
17 WITHIN COUNTY. STEVE GRUBACICH, WHO WAS ACTIVE, A MEMBER OF
18 ST. STEVEN'S SERBIAN ORTHODOX CHURCH, WAS PART OF THEIR
19 FOUNDING IN 1946 AND RETIRED FROM THE UNITED CONCRETE PIPE, A
20 MEMBER OF LOCAL 12 IUOE FOR OVER 60 YEARS. ALSO, HE WAS ACTIVE
21 AS A 32ND DEGREE MASON AND BROTHER IN THE LONG BEACH LODGE.
22 DR. WARREN JONES, WHO IS A PSYCHIATRIST WITH 50 YEARS OF
23 PRACTICE IN THE PASADENA AREA. HE WAS INVOLVED IN THE
24 ESTABLISHING OF THE HOTLINE OR FACE-TO-FACE COUNSELING FOR
25 PATIENTS, INVOLVED IN ENHANCING PASADENA'S PUBLIC SCHOOL



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 SYSTEM AND PROVIDING BUSINESS CONSULTATION, AND MEMBERSHIPS
2 INCLUDED DIPLOMAT AT THE AMERICAN BOARD OF PSYCHIATRY,
3 NEUROLOGY, THE UNIVERSITY OF SOUTHERN CALIFORNIA, HUNTINGTON
4 MEMORIAL HOSPITAL, DEPARTMENT OF PSYCHIATRY AND THE CAL TECH
5 STUDENT HEALTH DEPARTMENT AND A SPECIALIST IN FORENSIC
6 PSYCHOLOGY. JOHN O'BRIAN OF THE CALIFORNIA HIGHWAY PATROL. HE
7 SPENT MORE THAN 40 YEARS LIVING AND WORKING IN THE SANTA
8 CLARITA, SERVED ON THE SANTA CLARITA CHAMBER OF COMMERCE
9 TRANSPORTATION COMMITTEE, A STRONG SUPPORTER OF MANY OF THE
10 COMMUNITY FORUMS OUT THERE AND SERVED ON MY LOS ANGELES COUNTY
11 PLANNING ADVISORY COMMITTEE.

12
13 **SUP. KNABE:** I'D LIKE TO BE INCLUDED IN THAT.

14
15 **SUP. ANTONOVICH:** OKAY. AND WILLIAM ANDREW SANDERL, A LONG-TIME
16 EDUCATOR WITH THE GLENDALE UNIFIED SCHOOL DISTRICT. HE TAUGHT
17 EIGHTH GRADE UNITED STATES HISTORY FOR EIGHT YEARS AT ROSEMONT
18 AND 27 YEARS AT TOLL MIDDLE SCHOOL IN GLENDALE. HIS FORTE WAS
19 DRESSING UP AND PORTRAYING THE HISTORIC FIGURES THAT HE WAS
20 ABLE TO DISCUSS WITH THE STUDENTS AND ENGAGE THEM IN LEARNING
21 ABOUT AMERICAN HISTORY. C.K. YANG, A SILVER OLYMPIC MEDALIST,
22 PASSED AWAY ON SATURDAY AT THE AGE OF 74. BORN IN TAIWAN, HE
23 ATTENDED THE UNIVERSITY OF CALIFORNIA LOS ANGELES AND TRAINED
24 FOR THE 1960 OLYMPICS IN ROME, WHERE HE WON THE SILVER MEDAL
25 IN DECATHLON COMPETITION. AND PAULA FLOREN, WHO WAS A STUDENT



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 OF THE GATES SCHOOL OF MUSIC AND HER MOST TREASURED ROLE WAS
2 THAT OF BEING MOM AND RAISING AND NURTURING FOUR BEAUTIFUL
3 CHILDREN, ONE OF WHOM IS KURT FLOREN, WHO IS OUR DEPARTMENT
4 HEAD OF DEPARTMENT OF AGRICULTURAL COMMISSIONER, WEIGHTS AND
5 MEASURES IN OUR COUNTY. FOR OVER 53 YEARS, PAULA DEVOTED HER
6 LIFE TO HER FAMILY, TEACHING MUSIC LESSONS-- TEACHING LESSONS
7 ABOUT GRAMMAR, MANNERS, SOCIAL GRACES AND DOING THE RIGHT
8 THING. THE RESULTS WERE HER VALUABLE INSTRUCTION, WHICH CAN BE
9 READILY SEEN IN HER TWO SONS AND TWO DAUGHTERS, WHO HAVE ALL
10 GROWN UP TO BE SUCCESSFUL, CARING ADULTS WITH STRONG VALUES
11 AND A DEVOTION TO FAMILY. SHE PASSED AWAY ON FEBRUARY 1ST.

12
13 **SUP. YAROSLAVSKY, CHAIRMAN:** UNANIMOUS VOTE.

14
15 **SUP. ANTONOVICH:** I HAVE A TWO-MINUTE VIDEO THAT-- TONY, ARE
16 YOU READY? SUPERVISOR YAROSLAVSKY AND I INTRODUCED A MOTION
17 TODAY ON A GREEN SHEET. IF YOU REMEMBER, BACK A FEW YEARS AGO,
18 I WAS THE AUTHOR OF THE ORDINANCE THAT REGULATED A GRADING
19 SYSTEM FOR RESTAURANTS IN LOS ANGELES COUNTY AND, SINCE THAT
20 TIME, WE HAVE UPGRADED THE QUALITY OF FOOD BEING SERVED IN OUR
21 COUNTY OF LOS ANGELES BY OUR VARIOUS RESTAURANTS THROUGHOUT.
22 WHAT WE ARE GOING TO SEE RIGHT NOW IS A VERY DEPLORABLE
23 CONDITION THAT OCCURRED IN ONE OF OUR PRODUCE MARKETS IN LOS
24 ANGELES COUNTY WHICH IS SHOCKING AND I BELIEVE NEEDS IMMEDIATE



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 ATTENTION. THIS IS A-- JOEL GROVER DID A EXPOSE YOU'RE GOING
2 TO SEE RIGHT NOW.

3

4 **SPEAKER:** LIVE, FROM NBC 4, THIS IS CHANNEL 4 NEWS.

5

6 **COLEEN WILLIAMS:** AND, TONIGHT, RATS FILTH ON THE FOOD YOU EAT,
7 A CHANNEL 4 NEWS HIDDEN CAMERA INVESTIGATION INTO THE FILTHY
8 SECRETS ABOUT SOME OF THE FOOD IN BIG NAME RESTAURANTS.

9 CHANNEL 4'S JOEL GROVER AND HIS TEAM HAS BEEN UNDERCOVER FOR
10 FOUR MONTHS NOW ON THIS.

11

12 **PAUL MOYER:** YEAH, THEY SURE HAVE AND TONIGHT THEY'VE EXPOSED
13 SOME DANGEROUS NEW PROBLEMS WITH SOME OF THE FOOD THAT'S
14 ENDING UP IN POPULAR RESTAURANTS ALL ACROSS SOUTHERN
15 CALIFORNIA. JOEL GROVER IS HERE NOW TONIGHT WITH DIRTY SECRETS
16 IN HIS HIDDEN CAMERA INVESTIGATION. JOEL?

17

18 **JOEL GROVER:** WELL, PAUL, AS YOU KNOW, I'VE BEEN INVESTIGATING
19 DIRTY RESTAURANTS FOR YEARS BUT NOW WE'VE DISCOVERED A NEW WAY
20 THAT FOOD IS GETTING CONTAMINATED BEFORE IT EVEN GETS TO
21 RESTAURANTS, AND WE'VE LEARNED THE HEALTH DEPARTMENT HAS KNOWN
22 ABOUT THESE PROBLEMS FOR YEARS BUT HAS FAILED TO PROTECT YOU,
23 THE CONSUMER. THIS WELL KNOWN L.A. RESTAURANT HAS AN "A" IN
24 THE WINDOW, SUGGESTING THE FOOD IS CLEAN, BUT WAIT UNTIL YOU
25 SEE WHERE THEY GET SOME OF THEIR PRODUCE. A PLACE CRAWLING



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 WITH RATS, WHERE FOOD IS GETTING CONTAMINATED, SOMETIMES BY
2 PEOPLE WHO WORK THERE. I SAW YOU GOING TO THE BATHROOM RIGHT
3 AROUND BOXES OF FOOD. AND YOU'LL SEE PROOF THAT HEALTH
4 INSPECTORS HAVE KNOWN ABOUT PROBLEMS HERE FOR YEARS.

5

6 **SPEAKER:** WE'VE BEEN KIND OF LENIENT, AWFULLY LENIENT WITH YOU
7 GUYS.

8

9 **JOEL GROVER:** IT'S CALLED THE SEVENTH STREET WHOLESALE PRODUCE
10 MARKET IN DOWNTOWN L.A. THIS IS WHERE THOUSANDS OF SOUTHERN
11 CALIFORNIA RESTAURANTS AND STORES GET THEIR FRUITS AND
12 VEGETABLES. WEEK AFTER WEEK, OUR CAMERAS DOCUMENT FILTHY
13 CONDITIONS HERE, LIKE WORKERS DUMPING TRASH WHEREVER THEY
14 PLEASE, WORKERS PICKING UP PRODUCE OFF THE SLUDGY GROUND AND
15 SELLING IT LIKE IT'S CLEAN. WE FOUND PRODUCE STORED RIGHT NEXT
16 TO THE PORTAPOTTIES, WHICH IS AGAINST THE HEALTH CODE AND
17 PRODUCE STORED RIGHT NEXT TO THE GARBAGE DUMPSTERS, WHICH ARE
18 CRAWLING WITH RATS, RATS THAT FEAST ON THE MARKET'S FRUITS AND
19 VEGETABLES.

20

21 **SPEAKER:** ARE THERE RATS?

22

23 **SPEAKER:** OH, BIG ONES. BOY, THEY LOVE IT IN HERE.

24

25 **JEFF NELKEN:** WELL, RATS CARRY DISEASE...



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1

2 **JOEL GROVER:** JEFF NELCON IS A FORENSIC FOOD SAFETY EXPERT.

3

4 **JEFF NELKEN:** AS THEY WALK ON TOP OF THE FOOD OR IF THEY TAKE A
5 BITE OUT OF IT, THEY'RE LEAVING THEIR BACTERIA AND VIRUSES
6 BEHIND.

7

8 **JOEL GROVER:** AND WE FOUND OTHER SERIOUS HEALTH CODE
9 VIOLATIONS, LIKE IN THE BATHROOMS FOR THE MARKET'S WORKERS. NO
10 HOT WATER, NO WAY TO TURN THE HOT WATER ON. THE JANITOR ALSO
11 SAYS THERE'S NEVER ANY SOAP. EVERY DAY, WE SEE WORKERS LIKE
12 THIS WOMAN USING THE TOILETS AND THEN TOUCHING FOOD WITHOUT
13 WASHING THEIR HANDS WITH SOAP AND HOT WATER.

14

15 **JEFF NELKEN:** IT'S A DIRECT TRANSFER OF THEIR FECES, URINE,
16 BACTERIA AND VIRUSES ONTO THAT FOOD.

17

18 **JOEL GROVER:** AND THIS IS AN IMAGE WE SAW MULTIPLE TIMES. TAKE
19 A LOOK AT THIS PRODUCE VENDOR URINATING RIGHT OUT IN THE OPEN
20 AROUND BOXES OF VEGETABLES. WHY DID YOU DO THAT?

21

22 **SPEAKER:** UH... I DON'T HAVE NO IDEA. I'M VERY STUPID. I'M VERY
23 STUPID THAT I GO THERE.

24

25 **JOEL GROVER:** YOU SHOULDN'T HAVE DONE THAT.



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1

2 **SPEAKER:** CORRECT.

3

4 **JOEL GROVER:** BUT THIS WAS PERHAPS THE BIGGEST HEALTH HAZARD WE
5 SAW, WATER SPILLING OUT OF PIPES THAT SMELLED LIKE RAW SEWAGE.
6 THE WATER WAS SPLASHED ONTO BOXES OF PRODUCE THAT WERE OFTEN
7 SITTING IN THAT WATER. WE TOOK SAMPLES FROM THE MARKET AND HAD
8 THEM ANALYZED AT A LAB. WHAT DID THEY FIND IN THAT WATER THAT
9 WAS TOUCHING FRUITS AND VEGETABLES? EXTREMELY HIGH LEVELS OF
10 E. COLI, FECAL COLIFORM AND LISTERIA, WHICH CAN ALL CAUSE FOOD
11 POISONING.

12

13 **CLIFF COLES:** THE POTENTIAL FOR AN OUTBREAK FROM EXPOSURE TO
14 THIS KIND OF INEXCUSABLE CONDITION IS OF GREAT CONCERN.

15

16 **JOEL GROVER:** SO WHERE DOES THIS POSSIBLY CONTAMINATED PRODUCE
17 END UP? WE TRACKED IT TO WELL KNOWN CHAINS LIKE JOHNNY ROCKETS
18 AND IHOP. IT GOES TO TRENDY RESTAURANTS LIKE SUSHI OF NAPLES
19 IN LONG BEACH AND PASADENA AND TO MANY SMALLER EATERIES LIKE
20 PITA-PITA ALSO IN PASADENA, PRODUCE FROM A MARKET WITH DIRTY
21 CONDITIONS THAT SURPRISED EVEN SOME OF THE WORKERS.

22

23 **SPEAKER:** I'M SURPRISED THE HEALTH DEPARTMENT HASN'T SAID
24 SOMETHING ABOUT THIS MARKET THE WAY IT IS.

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **JOE GROVER:** WE WONDERED THAT, TOO, ESPECIALLY SINCE THE HEALTH
2 DEPARTMENT HAS ALL THESE RECORDS DETAILING A HISTORY OF HEALTH
3 CODE VIOLATIONS AT THE MARKET.

4

5 **JOEL GROVER:** WE'D LIKE TO SHOW YOU SOME VIDEOTAPE.

6

7 **TERRANCE POWELL:** SURE.

8

9 **JOEL GROVER:** SO WE ASKED TERRENCE POWELL, CHIEF OF THE
10 DEPARTMENT OF ENVIRONMENTAL HEALTH.

11

12 **TERRANCE POWELL:** YOU SEE, OUR ACTIONS HAVE BEEN VERY
13 AGGRESSIVE IN THE AREA OF SANITATION.

14

15 **JOEL GROVER:** AGGRESSIVE IT SEEMS ONLY AFTER WE STARTED ASKING
16 QUESTIONS. RIGHT AFTER WE REQUESTED AN INTERVIEW, OUR HIDDEN
17 CAMERAS CAUGHT THE CHIEF HEALTH INSPECTOR TELLING VENDORS THAT
18 NBC WAS INVESTIGATING AND THEY BETTER CLEAN UP.

19

20 **SPEAKER:** NBC MIGHT BE OUT HERE IN ANOTHER WEEK OR SO.

21

22 **SPEAKER:** REALLY? YOU MEAN THE TELEVISION STATION?

23

24 **SPEAKER:** YEAH.

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **JOEL GROVER:** ISN'T THAT KIND OF EMBARRASSING TO THE HEALTH
2 DEPARTMENT?

3

4 **TERRANCE POWELL:** WELL, I THINK IT'S CLEARLY EMBARRASSING IN
5 TERMS OF THE RHETORIC.

6

7 **JOEL GROVER:** IT SOUNDS LIKE YOU'RE CLEANING THE PLACE UP
8 BECAUSE NBC IS INVESTIGATING.

9

10 **TERRANCE POWELL:** WELL, I DON'T THINK THAT WE HAVE THE ABILITY
11 NOR DO WE HAVE THE DESIRE TO CLEAN IT UP FOR THE MEDIA.

12

13 **JOEL GROVER:** BUT THAT'S NOT WHAT THE CHIEF INSPECTOR SAID ON
14 HIDDEN CAMERA.

15

16 **SPEAKER:** ENFORCING WHAT WE'VE SUPPOSED TO HAVE BEEN DOING ALL
17 ALONG.

18

19 **SPEAKER:** THE FACT THAT NBC HAS COME TO KIND OF GIVE US A HEADS
20 UP, HUH?

21

22 **SPEAKER:** YEAH.

23

24 **JOEL GROVER:** SEEMS LIKE YOUR PEOPLE HAVE NOT BEEN DOING THEIR
25 JOB IN KEEPING THAT PLACE CLEAN.



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1

2 **TERRANCE POWELL:** I THINK IT WOULD APPEAR SO. I THINK WE'VE
3 BEEN DEFICIENT IN OUR ENFORCEMENT.

4

5 **JOEL GROVER:** AND WHAT ABOUT THE PRODUCE NEAR THE RAT-INFESTED
6 TRASH AND CONTAMINATED WATER? THAT FOOD COULD BE CONTAMINATED?

7

8 **TERRANCE POWELL:** YES, I THINK CLEARLY SO.

9

10 **JOEL GROVER:** WOULD YOU WANT TO EAT THE FOOD FROM THIS PLACE?

11

12 **TERRANCE POWELL:** I WOULD HAVE A DEFINITE CONCERN ABOUT THE
13 FOOD EMANATING FROM THIS FACILITY.

14

15 **JOEL GROVER:** BUT NOW THE HEALTH DEPARTMENT IS PROMISING A
16 SWEEPING CRACKDOWN ON THE 7TH STREET MARKET.

17

18 **TERRANCE POWELL:** I THINK WHAT WE NEED TO DO IS DO OUR JOB.

19

20 **JOE GROVER:** BETTER THAN YOU'VE BEEN DOING IT?

21

22 **TERRANCE POWELL:** CLEARLY WE NEED TO IMPROVE.

23

24 **JOEL GROVER:** AND SOME OF THE RESTAURANTS IN OUR STORY ALSO
25 PLAN TO MAKE CHANGES. IN A STATEMENT TO NBC, JOHNNY ROCKETS



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 SAID, "WE HAVE TAKEN APPROPRIATE ACTIONS TO ENSURE THAT OUR
2 PRODUCE SUPPLIER WILL NOT BE DELIVERING SEVENTH STREET PRODUCE
3 MARKET PRODUCTS TO ANY JOHNNY ROCKETS RESTAURANTS." PITA-PITA
4 ALSO SAYS IT WILL STOP USING PRODUCE FROM THE SEVENTH STREET
5 MARKET UNTIL THE HEALTH DEPARTMENT CLEANS IT UP. IHOP AND
6 SUSHI OF NAPLES TELL US THEY THOROUGHLY WASH ALL PRODUCE FROM
7 ANY SOURCE BEFORE USING IT AND MORE OF OUR UNDERCOVER
8 INVESTIGATION TOMORROW NIGHT.

9

10 **PAUL MOYER:** LOOK FORWARD TO IT, I THINK.

11

12 **JOEL GROVER:** THANK YOU, PAUL.

13

14 **COLLEEN WILLIAMS:** ALL RIGHT, JOEL.

15

16 **SUP. ANTONOVICH:** DR. FIELDING? DR. FIELDING, I WAS TOLD THAT
17 ANOTHER PRODUCE COMPANY DISTRIBUTOR ACROSS THE STREET OR NEXT
18 DOOR HAS AN IMMACULATE FACILITY, EVERYTHING IS VERY CLEAN.
19 QUESTION: DO THE SAME INSPECTORS VISIT THE SAME PRODUCE
20 VENDORS AND BUSINESSES ON THAT BLOCK OR DO YOU HAVE DIFFERENT
21 INSPECTORS FOR A DIFFERENT FACILITY?

22

23 **DR. JONATHAN FIELDING:** SUPERVISOR, EXCELLENT QUESTION. THERE
24 HAS BEEN ONE PRIMARY INSPECTOR FOR PRODUCE. THERE ARE ONLY 304
25 WHOLESALE MARKETS, AS OPPOSED TO THE 35,000 RETAIL FOOD



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1 INSPECTIONS. THOSE HAVE BEEN PRIMARILY ONE INSPECTOR WITH SOME
2 BACKUP. THEY'VE INSPECTED THE OTHER PLACE AS WELL. THIS PLACE
3 IS UNIQUE IN THAT THE STRUCTURE OF IT REALLY DOES NOT LEND
4 ITSELF EASILY TO THE PURPOSE. THERE'S NO LOADING DOCKS. SO,
5 WHEREAS IN OTHER PLACES, THINGS COME FROM A BIG TRUCK, THEY'RE
6 PUT INTO A HOLDING FACILITY AND THE CRATES ARE JUST THEN
7 BASICALLY PUT INTO THE-- INTO SMALLER TRUCKS THAT GET
8 DISTRIBUTED TO RESTAURANTS. IN THIS CASE, THERE IS TOO MUCH
9 OPPORTUNITY FOR THINGS TO BE CULLED ON SITE, TO BE DISPOSED OF
10 ON SITE AND THAT'S ONE OF THE THINGS WE'VE NOW GOTTEN ON VERY,
11 VERY HEAVILY AND THE JOB WAS NOT BEING DONE PROPERLY, BUT THIS
12 FACILITY IS DIFFERENT THAN THE OTHERS. IT'S OLDER AND IT
13 REALLY DOESN'T-- WE UNDERSTOOD THAT IT WAS SUPPOSED TO BE
14 PHASED OUT BUT IT HAS CLEARLY NOT BEEN PHASED OUT.

15

16 **SUP. ANTONOVICH:** I THINK THE SHOCKING PART IS THAT THE
17 ANALYSIS FOUND E. COLI IN THE WATER AND I WOULD ASSUME THAT A
18 LOT OF THOSE PRODUCTS ARE BEING SOLD BY STREET VENDORS AND YOU
19 HAVE CONTAMINATION AND DISEASE POTENTIAL ARE BEING SPREAD.

20

21 **DR. JONATHAN FIELDING:** THE E. COLI THAT WAS FOUND WAS FOUND
22 WAS FOUND IN, AS I UNDERSTAND IT, THE WATER THAT WAS COMING
23 DOWN INTO THE DRAIN, SO THERE COULD BE PIGEON DROPPINGS, RAT
24 DROPPINGS, OTHERS THAT-- AS WELL AS WHAT MAY HAVE BEEN ON THE
25 PRODUCE ITSELF, SO I'M NOT SURPRISED TO FIND E. COLI. YOU



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1 PROBABLY FIND THAT A LOT OF PLACES. BUT WHAT'S REALLY
2 DISTURBING IS THAT THIS FOOD WAS BEING CULLED THERE, SOME WAS
3 BEING DISPOSED OF AND SOME PEOPLE PICKING IT UP, IN ESSENCE,
4 AND, IN SOME CASES, RESELLING IT; IN OTHER CASES JUST PERHAPS
5 USING IT THEMSELVES. WE'VE WORKED VERY HARD AND TRIED TO
6 IMPRESS UPON THE MANAGEMENT THERE THE IMPORTANCE OF SECURITY
7 OF NOT ALLOWING THOSE THINGS TO HAPPEN. WE'VE GONE OUT AND
8 ISSUED NOW A LOT OF NOTICES OF VIOLATIONS, THERE HAVE BEEN
9 OVER 60 CLOSURES AND RIGHT NOW THERE IS NOT THAT PROBLEM THAT
10 THERE HAS BEEN. BUT THERE WAS NO QUESTION THERE WAS LAX
11 ENFORCEMENT.

12

13 **SUP. ANTONOVICH:** I WAS TOLD THE OWNER OF THE FACILITY IS VERY
14 DEFIANT AND FELT THAT HE DIDN'T HAVE TO CONFORM TO HEALTH
15 STANDARDS.

16

17 **DR. JONATHAN FIELDING:** THERE HAS BEEN DIFFICULTY GETTING FULL
18 COOPERATION FROM THE OWNER OF THIS FACILITY, AS INDICATED IN A
19 NOTE, IN A MEMO THAT I SENT TO THE BOARD YESTERDAY. WE HAVE
20 NOW GIVEN TO THE CITY ATTORNEY'S OFFICE INFORMATION FOR A
21 COMPLAINT AND WE ARE WORKING WITH THE CITY BUILDING AND
22 SAFETY, WHO HAVE ALSO LONGSTANDING CONCERNS ABOUT THAT OWNER,
23 TO TRY AND CONSOLIDATE THE ACTIONS BUT THERE HAS BEEN SOME
24 MOVEMENT. THE WATER PROBLEM HAS BEEN SOLVED. THERE'S BEEN MORE
25 PEOPLE ADDED TO MAINTENANCE, SECURITY HAS BEEN BEEFED UP, SO



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1 THERE'S BEEN SOME MOVEMENT BUT THERE HAS TO BE MORE IF THIS IS
2 GOING TO BE A SUSTAINABLE FACILITY THAT'S CONSISTENT WITH THE
3 BEST SAFETY.

4

5 **SUP. ANTONOVICH:** IT WAS MY UNDERSTANDING THAT PUBLIC HEALTH
6 OVERRIDES ANY TYPE OF REGULATION BECAUSE OF THE HEALTH AND
7 SAFETY OF THE CITIZENRY. WHY ARE WE NOT EXERCISING OUR POLICE
8 POWERS IN PUBLIC HEALTH TO SHUT DOWN A FACILITY THAT IS
9 CLEARLY IN VIOLATION AND ALLOWING TO GO THROUGH ANOTHER CITY'S
10 BUREAUCRACY THAT MAY TAKE ETERNITY TO RESOLVE?

11

12 **DR. JONATHAN FIELDING:** WELL, WE HAVE CLOSED-- THERE'S 69
13 VENDORS THERE AND MOST OF THEM HAVE BEEN CLOSED IN THE RECENT
14 PAST, EITHER BECAUSE THEY DID NOT HAVE A LICENSE. ONE OF THE
15 PROBLEMS IS VERY HIGH TURNOVER AT THAT FACILITY AND OFTENTIMES
16 THEY DON'T NOTIFY US WHEN THEY LEAVE OR A NEW ONE COMES. SO
17 IT'S KIND OF-- YOU HAVE TO ASK EVERY TIME FOR THE LICENSE BUT
18 WE DO NOT HAVE THE AUTHORITY OVER THE FACILITY. WE ONLY HAVE
19 AUTHORITY OVER THE VENDORS AND THAT'S WHY WE'VE NOT BEEN ABLE
20 TO CLOSE THE ENTIRE FACILITY. IT'S JUST LIKE A MALL. WE CAN'T
21 A MALL. WE CAN CLOSE RESTAURANTS IN A MALL. WE CAN'T CLOSE A
22 MALL.

23

24 **SUP. ANTONOVICH:** WHY DID IT TAKE SO LONG TO REACT TO THIS
25 SERIOUS PROBLEM?



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1

2 **DR. JONATHAN FIELDING:** IT WAS CLEARLY DEFICIENCY ON THE PART
3 OF THE INSPECTOR AND ON THE PART OF THE SUPERVISOR OF THE
4 CHIEF WHO HAD RESPONSIBILITY TO REVIEW THOSE REPORTS TO GO IN
5 HIMSELF. PART OF THE ISSUE, HE SAYS, IS PART OF THE STAFFING.
6 THERE ARE A LARGE NUMBER OF VACANCIES, 105 VACANCIES,
7 INSPECTORS AND SIGNIFICANT NUMBER OF CHIEF, BUT THAT'S NO
8 EXCUSE. THERE SHOULD HAVE BEEN MUCH MORE CAREFUL OVERSIGHT AND
9 I HAVE SINCE REASSIGNED THAT TO A UNIT THAT IS GOING TO HAVE
10 ROTATION, WHICH I HAD UNDERSTOOD WAS OCCURRING BEFORE BUT
11 WHICH WASN'T. AND IT'S GOING TO HAVE MULTIPLE LAYERS OF
12 OVERSIGHT TO MAKE SURE THAT, IN FACT, THIS DOES NOT RECUR AND
13 THAT WE, IN FACT, MAKE THE PROGRESS WE MUST AND SUSTAIN
14 PROGRESS.

15

16 **SUP. ANTONOVICH:** IS THERE A REASON WHY 25% OF THE INDIVIDUAL
17 VENDORS DID NOT HAVE THE REQUIRED PUBLIC HEALTH LICENSE?

18

19 **DR. JONATHAN FIELDING:** WELL, THERE'S BEEN VERY HIGH TURNOVER
20 RATES AT THAT MARKET AND THAT'S THE REASON BECAUSE, WHEN
21 SOMEBODY LEAVES, THEY DON'T TELL US THEY'RE LEAVING, THE NAME
22 REMAINS THE SAME, SOME OTHER PERSON COMES AND TAKES IT OVER.
23 AND, UNLESS YOU PROACTIVELY ASK, YOU DON'T KNOW THAT THEY
24 DON'T HAVE A LICENSE. THEY SHOULD HAVE BEEN ASKING ON A MORE



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1 FREQUENT BASIS BUT THAT FACILITY HAS HAD HIGHER TURNOVER THAN
2 ANY OF THE OTHERS, TO THE BEST OF OUR KNOWLEDGE.

3

4 **SUP. ANTONOVICH:** WOULD NOT THE OWNER'S DEFIANCE AND THE HIGH
5 TURNOVER RATE BE A FLAG TO THE DEPARTMENT THAT WE NEED TO HAVE
6 ADDITIONAL INSPECTORS ON SITE TO TAKE ACTION?

7

8 **DR. JONATHAN FIELDING:** IT SHOULD HAVE BEEN, SUPERVISOR, AND IT
9 WAS NOT AND NOW WE HAVE INSPECTORS THERE, INSPECTORS ARE THERE
10 EVERY DAY AND I MYSELF HAVE BEEN THERE TWICE AND I THINK THE
11 JOB NOW, THINGS HAVE BEEN SUBSTANTIALLY CLEANED UP BUT THEY
12 STILL NEED COOPERATION ON THE PART OF THE OWNERS. THERE HAS TO
13 BE SOME CHANGES IN TRAFFIC FLOW, LONG TERM CHANGES IN SECURITY
14 AND WE'RE GOING TO HAVE TO GET THE OWNERS TO-- EACH OF THE
15 VENDORS TO UNDERSTAND THEIR RESPONSIBILITIES AND TO ALSO WORK
16 TOGETHER. FOR EXAMPLE, THERE ARE LARGE NUMBER OF DIFFERENT
17 PEST CONTROL COMPANIES, EACH VENDOR HAS-- WEE NEED TO-- THAT
18 REALLY COULD BENEFIT BY BEING CONSOLIDATED.

19

20 **SUP. ANTONOVICH:** THE FACT THAT THE SURROUNDING WHOLESALE
21 DISTRIBUTION FACILITIES ARE IN COMPLIANCE, WOULD NOT THE FACT
22 THAT THIS ONE FACILITY HAD SO MANY VIOLATIONS BE A WARNING TO
23 THE DEPARTMENT THAT IT HAD A SERIOUS PROBLEM?

24



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1 **DR. JONATHAN FIELDING:** IT SHOULD HAVE BEEN, IN TERMS OF THE
2 OVERSIGHT, BUT THERE HAVE ALSO BEEN PROBLEMS AT THE ADJACENT
3 MARKET, THE "A" STREET MARKET, AND WE HAVE STEPPED UP
4 ENFORCEMENT THERE AS WELL. THERE HAVE BEEN 24 CLOSURES THERE.
5 SO I THINK THAT, WHILE THIS HAD A SITUATION THAT LENT ITSELF
6 TO LAX ENFORCEMENT BECAUSE IT WAS IN SOME SENSES OVERWHELMING
7 AND THE STRUCTURAL PROBLEMS, WHICH ARE NO EXCUSE, I THINK
8 WE'VE HAD TO-- WE NEED TO TAKE A FRESH LOOK AND WE'VE HAD
9 INSPECTORS GOING OUT TO ALL OUR WHOLESALE MARKETS REASSIGNED
10 FROM OTHER AREAS AND THEY'RE FINDING PROBLEMS, NOT TO THE SAME
11 EXTENT BUT SUFFICIENT SO THAT WE HAVE HAD CLOSURES THERE, 24
12 CLOSURES, AS I MENTIONED, AT THE "A" STREET MARKET.

13

14 **SUP. ANTONOVICH:** HAS THE OVERHEAD PIPES THAT DRIPPED WATER
15 FILLED WITH E. COLI AND LISTERIA BEEN REMOVED?

16

17 **DR. JONATHAN FIELDING:** SUPERVISOR, WE DON'T KNOW IF THOSE
18 PIPES ARE DRIPPING WATER THAT HAS-- THAT IS CONTAMINATED.
19 THERE ARE PIPES UP THERE AND TERRENCE POWELL HAS LOOKED AT
20 THOSE. WE'VE NOT BEEN ABLE TO FIND ANYBODY WHO SAW THAT
21 TORRENT THAT WE SEE IN THE CLIPS. WE HAVE ASKED KNBC FOR A
22 COPY AND THEY'RE CONSIDERING WHETHER TO GIVE THAT TO US SO WE
23 COULD IDENTIFY EXACTLY WHERE THAT CAME FROM BUT WE'VE BEEN
24 LOOKING FOR THAT. WE'VE TALKED TO PEOPLE THERE. WE'VE NOT
25 FOUND THE SOURCE OF THAT. TERRENCE, DO YOU WANT TO ADD?



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1

2 **TERRANCE POWELL:** THE IMAGE THAT WAS SHOWN WAS IN THE CARPORT
3 AREA, AND THERE'S ONLY A FRESH WATERLINE THAT'S IN THAT AREA
4 THERE, THERE'S ACTUALLY NO SEWER LINES THERE AND PRESUMABLY
5 THE TESTING THAT WAS DONE WAS FROM THE LIQUID THAT POOLED ON
6 THE GROUND.

7

8 **SUP. ANTONOVICH:** BUT IT WOULDN'T BE NORMAL TO HAVE THAT WATER
9 DRIPPING ON PRODUCE THAT WAS GOING TO BE DISTRIBUTED
10 THROUGHOUT THE COMMUNITY?

11

12 **TERRANCE POWELL:** OH, ABSOLUTELY NOT AND, FOR THAT MATTER, TO
13 HAVE A LEAKY PIPE WOULD BE ABNORMAL AS WELL, WHETHER IT'S
14 FRESH OR SEWAGE.

15

16 **SUP. ANTONOVICH:** WHAT IS VERY DISTURBING IS YOU HAVE AN
17 OFFICIAL IN THE COUNTY OF LOS ANGELES WITH THE AUTHORITY OF
18 THE COLOR OF LAW WITH POLICE POWERS TELLING THESE INDIVIDUALS
19 THAT THEY HAVE TO CLEAN UP NOT BECAUSE IT'S ENDANGERING THE
20 HEALTH AND SAFETY OF THE COMMUNITY BUT BECAUSE A TELEVISION
21 CAMERA IS COMING IN WITH A CREW. ISN'T IT...

22

23 **DR. JONATHAN FIELDING:** IT IS TERRIBLY DISTURBING TO ME, IT IS
24 INEXCUSABLE THAT THEY SHOULD, IN FACT, USE THAT AS THE REASON
25 WHEN, IN FACT, THE JOB NOT BEING DONE THAT SHOULD HAVE BEEN



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1 DONE BEFORE. I WAS VERY DISTURBED BY-- WHEN I HEARD THAT. IT
2 WAS HARD TO LISTEN TO.

3

4 **SUP. ANTONOVICH:** IT'D BE LIKE A POLICE OFFICER TELLING A GROUP
5 OF CROOKS THAT THEY HAVE TO LEAVE TOWN BECAUSE THEY'RE GOING
6 TO BE ARRESTED, THE POLICE ARE COMING. WHAT IS THE TIMELINE
7 FOR CLEANING UP THIS 7TH STREET PRODUCE MARKET, TO INCORPORATE
8 ALL THE NECESSARY CODE ENFORCEMENTS AND HEALTH STANDARDS THAT
9 WE REQUIRE OF THE OTHER FACILITIES?

10

11 **DR. JONATHAN FIELDING:** WELL, THERE'S ALREADY BEEN A VERY
12 SUBSTANTIAL IMPROVEMENT, SUPERVISOR. AS OF TODAY, THE
13 INSPECTORS THAT ARE THERE INDICATE THERE'S BEEN NO DUMPING.
14 NOW, WHEN I WAS THERE WITH A GROUP OF SIX, WE WERE PROVIDING
15 CITATIONS, BASICALLY, NOTICES OF VIOLATIONS FOR OFFICE
16 HEARINGS SO THAT DUMPING, WHICH WAS THEIR REAL PROBLEM IN
17 TERMS OF IT BEING ABLE TO BE PICKED UP BY OTHERS AND GO TO
18 SOME RESTAURANT OR GO TO A STREET VENDOR, THAT HAS CEASED.
19 WHAT WE NEED TO MAKE SURE IS THAT IT DOESN'T RECUR. THE
20 DUMPSTERS, EVERY OPEN VENDOR HAS ITS OWN DUMPSTER, WHICH WAS
21 NOT BEFORE. THE WATER, THE HOT WATER IS BEING MAINTAINED, THE
22 RESTROOMS ARE CLEAN, WE'VE VISITED THOSE. SO THERE HAS BEEN
23 SIGNIFICANT PROGRESS AND SECURITY IS IMPROVED AND THE PUTTING
24 OF BOXES INTO DUMPSTERS, THAT'S BEEN IMPROVED. SO I THINK
25 THINGS NOW ARE AT A POINT WHERE THERE HAVE BEEN SUBSTANTIAL



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1 IMPROVEMENTS. HAVING SAID THAT, WE NEED TO CONTINUE TO WORK
2 AND WE CANNOT GET TO WHERE WE NEED TO GET TO WITHOUT THE FULL
3 COOPERATION OF THE OWNER. THAT'S WHY WE'RE WORKING WITH THE
4 CITY ATTORNEY'S OFFICE AND ALSO WITH BUILDING AND SAFETY IN
5 THE CITY AND THEY'VE INDICATED THEY'RE WILLING TO MOVE
6 QUICKLY.

7

8 **SUP. ANTONOVICH:** ARE THERE OTHER DISTRIBUTION CENTERS
9 THROUGHOUT THE COUNTY OR IS THIS THE ONLY ONE?

10

11 **DR. JONATHAN FIELDING:** THERE ARE 10 COMPLEXES AND THERE'S ONE
12 UNDER CONSTRUCTION. ONE IS A BIG ONE, THIS IS A BIG ONE, THERE
13 ARE FOUR THAT HAVE BETWEEN 28 AND 35 VENDORS IN THEM, THERE
14 ARE FOUR THAT HAVE BETWEEN 13 AND 20 VENDORS AND THERE'S ONE
15 THAT HAS SIX VENDORS AND THEN THERE ARE 25 STANDALONE
16 FACILITIES, SO THAT'S THE TOTAL COMPLEMENT AND WE ARE GOING
17 OVER ALL OF THOSE.

18

19 **SUP. ANTONOVICH:** WHEN WE GET OUR REPORT BACK THAT WE ASK FOR
20 TODAY, WILL THAT ALSO INCLUDE A REVIEW OF THE VIOLATIONS THAT
21 HAVE BEEN RENDERED OR GIVEN TO THE OTHER DISTRIBUTION CENTERS
22 TO SEE IF THERE'S A PATTERN? OR IS THIS THE ONLY EXCEPTION TO
23 THE ENFORCEMENT THAT YOU'RE RESPONSIBLE FOR?

24

25 **DR. JONATHAN FIELDING:** ABSOLUTELY.



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1

2 **SUP. ANTONOVICH:** AND, AGAIN, THE EMPLOYEES THAT WERE INVOLVED
3 IN WARNING THESE INDIVIDUALS TO CLEAN UP, NOT BECAUSE OF THE
4 DANGERS TO THE COMMUNITY BUT BECAUSE OF SOME POLITICAL ACTION
5 FROM A TELEVISION CAMERA, NEED TO BE HELD ACCOUNTABLE.

6

7 **DR. JONATHAN FIELDING:** ABSOLUTELY. I'VE ORDERED AN
8 INVESTIGATION BY OUR AUDIT AND COMPLIANCE UNIT OF THE
9 BEHAVIOR.

10

11 **SUP. ANTONOVICH:** THANK YOU, MR. CHAIRMAN.

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** SUPERVISOR BURKE?

14

15 **SUP. BURKE:** YES. THIS PRODUCE MARKET, DOES IT SUPPLY MARKETS
16 OR ONLY TO RESTAURANTS?

17

18 **DR. JONATHAN FIELDING:** WELL, IT'S BOTH, SUPERVISOR. IT GOES TO
19 JOBBERS OR TO PEOPLE WHO RESTAURANTS CONTRACT WITH INDEPENDENT
20 CONTRACTORS TO DELIVER FOOD TO THEM. IT GOES, IN SOME CASES TO
21 CORNER, YOU KNOW, MARKETS. SO IT'S A VARIETY.

22

23 **SUP. BURKE:** CAN INDIVIDUALS GO IN? WE SEE PEOPLE ON STREET
24 CORNERS SELLING PRODUCE FROM TIME TO TIME. CAN THEY GO TO
25 THESE VENDORS AND PURCHASE THAT PRODUCE?



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1

2 **TERRANCE POWELL:** YES.

3

4 **DR. JONATHAN FIELDING:** THESE ARE OPEN PRODUCE, YES.

5

6 **SUP. BURKE:** IT'S NOT JUST RESTAURANTS. WE REALLY HAVE TO HAVE
7 SOME CONCERN AS IT RELATES TO IT GETTING DIRECTLY INTO THE
8 HANDS OF CONSUMERS AND, IMMEDIATELY WHEN I SAW THIS, IT TALKED
9 ABOUT RESTAURANTS BUT I JUST WONDERED WHETHER OR NOT
10 INDIVIDUAL CONSUMERS SHOULDN'T BE VERY CONCERNED. I TAKE IT
11 PERSONALLY. I STARTED NOT ONLY WASHING ALL THE PRODUCE THAT I
12 GET BUT ALSO USING FIT AND SOMETIMES PEOPLE USE CLOROX TO MAKE
13 SURE THE VEGETABLES THEY GET, JUST IN CASE THEY ARE NOT
14 PROPERLY MAINTAINED, THAT YOU HAVE A CHANCE TO STERILIZE THEM
15 AND CERTAINLY WE PROBABLY SHOULD SAY TO THE PUBLIC THAT THEY
16 SHOULD BE VERY, VERY CAREFUL. WHEN THEY GET PRODUCE, DON'T
17 TAKE IT FOR GRANTED THAT IT MIGHT BE CLEAN.

18

19 **DR. JONATHAN FIELDING:** YOU'RE ABSOLUTELY RIGHT. WE DIDN'T SEE
20 MUCH INSTANCE OF INDIVIDUALS BECAUSE OF THE QUANTITIES THEY
21 WERE GETTING, BUT, YOU KNOW, PRODUCE IS PRODUCED IN DIRT AND
22 RESTAURANTS HAVE A RESPONSIBILITY, UNDER THE CODE, TO LOOK AT
23 ANYTHING THEY RECEIVE FOR WHOLESOMENESS, TO WASH IT AND TO
24 CLEAN IT BEFORE IT IS USED IN FOOD PREPARATION.

25



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1 **SUP. BURKE:** I'D LIKE TO REALLY GET A BETTER UNDERSTANDING OF
2 HOW THIS MARKET WORKS. WHERE DO THEY GET THE PRODUCE? DOES
3 THAT COME IN DIRECTLY FROM FARMS OR IS IT THROUGH SOME
4 DISTRIBUTOR?

5

6 **TERRANCE POWELL:** IT CAN BE BOTH, ACTUALLY. YOU CAN HAVE DIRECT
7 ACCESS FROM FARMS OR YOU CAN HAVE LARGER DISTRIBUTORS THAT
8 WILL DROP IT OFF IN A NUMBER OF COMPLEXES IN VARIOUS CITIES.

9

10 **SUP. BURKE:** AND THESE VENDORS THAT YOU TALK ABOUT WHO HAVE
11 TREMENDOUS TURNOVER, ARE THEY SIMPLY JUST PEOPLE WHO ARE
12 MIDDLEMEN OR ARE THESE PEOPLE WHO COME IN, WHO BRING IT IN
13 FROM THE FARMS? OR HOW DOES THAT WORK?

14

15 **TERRANCE POWELL:** NO. THEY ACTUALLY RECEIVE PREDICT. AND THESE
16 ARE ACTUALLY SMALLER DISTRIBUTORSHIPS. GENERALLY, THEY'RE
17 GOING TO SERVE A SMALLER RESTAURANT POPULATION OR THEY WILL
18 SERVE THE VEHICLE VENDORS THAT MAY BE IN VARIOUS COMMUNITIES.

19

20 **SUP. BURKE:** NOW, YOU SAY THAT 63 OF THEM HAVE BEEN CANCELED,
21 THEIR LICENSE HAS BEEN CANCELED. DOES EACH ONE OF THEM HAVE TO
22 HAVE AN INDIVIDUAL LICENSE?

23

24 **TERRANCE POWELL:** YES.

25



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1 **DR. JONATHAN FIELDING:** YES.

2

3 **SUP. BURKE:** AND HOW OFTEN DO YOU ACTUALLY INSPECT THEIR
4 INDIVIDUAL LICENSE?

5

6 **TERRANCE POWELL:** ACTUALLY, WE DO AN INITIAL CHECK AND EVERY
7 ROUTINE INSPECTION AND, ON EACH FOLLOW-UP, IF THERE ARE
8 VIOLATIONS, WE ASK FOR THE LICENSE BECAUSE OF THE TURNOVER
9 FACTOR. SO, OFTEN, A NOTICE THAT IS WRITTEN TO ONE OPERATOR,
10 WHEN WE GO BACK OUT FOR A REINSPECTION, WE'LL FIND A NEW
11 OPERATOR THERE.

12

13 **SUP. BURKE:** BUT THE OWNER, HOW LONG HAS HE BEEN THERE OF THE
14 FACILITY?

15

16 **DR. JONATHAN FIELDING:** THE OWNER OF THE FACILITY HAS BEEN FOR
17 A LONG TIME, MANY YEARS.

18

19 **TERRANCE POWELL:** A NUMBER OF YEARS.

20

21 **DR. JONATHAN FIELDING:** I DON'T KNOW EXACTLY HOW MANY.

22

23 **SUP. BURKE:** AND IF I UNDERSTAND WHAT YOU'RE SAYING, IF YOU
24 WORK WITH THE CITY, IT'S VERY POSSIBLE THAT BUILDING AND
25 SAFETY, WORKING WITH THE HEALTH DEPARTMENT MIGHT VERY WELL BE



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1 ABLE TO LOOK AT WHETHER OR NOT HE CAN MAINTAIN HIS LICENSE AND
2 WHETHER OR NOT IT COULD BE CANCELED.

3

4 **TERRANCE POWELL:** WELL, BUILDING AND SAFETY HAS A NUMBER OF
5 OUTSTANDING VIOLATIONS, AS I UNDERSTAND, HAS GONE ON FOR SOME
6 PERIOD. WE'VE ASKED THE CITY ATTORNEY IF WE CAN JOIN THE
7 CRIMINAL COMPLAINT THAT'S BEING FILED NOW.

8

9 **SUP. MOLINA:** MS. BURKE? MS. BURKE?

10

11 **SUP. BURKE:** SO WE CAN EXPECT TO HAVE A CRIMINAL COMPLAINT
12 COMING OUT OF THE CITY REFLECTING SOME OF THESE CONCERNS THAT
13 WE'VE SEEN?

14

15 **TERRANCE POWELL:** I WOULD EXPECT SO.

16

17 **SUP. MOLINA:** YVONNE, COULD WE JUST ASK FOR CLARIFICATION? I'M
18 NOT SURE WHICH LICENSE WE'RE TALKING ABOUT.

19

20 **SUP. BURKE:** I'M TALKING ABOUT NOW THE OWNER'S LICENSE THAT IS
21 THE...

22

23 **SUP. KNABE:** BUSINESS LICENSE?

24



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1 **SUP. BURKE:** WELL, I ASSUME-- WHICH LICENSE IS IT THAT BUILDING
2 AND SAFETY COULD CANCEL?

3

4 **TERRANCE POWELL:** WELL, IT WOULD BE A BUSINESS LICENSE WITH THE
5 CITY AND, OF COURSE, THEIR CERTIFICATE OF OCCUPANCY WOULD BE
6 AT ISSUE AS WELL.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** WELL, IT'S A CERTIFICATE OF
9 OCCUPANCY...

10

11 **SUP. MOLINA:** ISN'T THERE A HEALTH LICENSE OF SOME TYPE
12 THAT...?

13

14 **DR. JONATHAN FIELDING:** THERE'S A HEALTH LICENSE TO THE
15 INDIVIDUAL VENDORS BUT NOT FOR AN OVERALL FACILITY.

16

17 **SUP. MOLINA:** SO THAT'S WHAT I'M WONDERING, WHAT LICENSE ARE WE
18 TALKING ABOUT?

19

20 **SUP. BURKE:** WELL, I WAS TALKING ABOUT THE OVERALL OWNER'S
21 LICENSE. WE TALKED A LITTLE BIT ABOUT THE VENDORS' INDIVIDUAL
22 LICENSES AND, AS I UNDERSTOOD, THAT COME BY AND THEY INSPECT
23 THE VENDORS AND TO DETERMINE WHETHER OR NOT THEY ARE COMPLYING
24 AND THAT THERE'S BEEN 63 OF THEM THAT HAVE BEEN CANCELED.
25 THOSE ARE THE VENDORS.



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1

2 **SUP. MOLINA:** THE ISSUE IS-- SEE, THERE'S A CONFUSING PART
3 ABOUT THE LICENSE. YOU ISSUE A PUBLIC HEALTH LICENSE?

4

5 **TERRANCE POWELL:** YES.

6

7 **SUP. MOLINA:** WHEN YOU SAY TO VENDORS, THEN THEY CHANGE...

8

9 **TERRANCE POWELL:** WE'RE TALKING THE INDIVIDUAL OPERATORS WITHIN
10 THAT COMPLEX.

11

12 **SUP. MOLINA:** I KNOW, THEY CHANGE AND SO WHAT LICENSE DO THEY
13 HAVE UP?

14

15 **TERRANCE POWELL:** THEY WOULD HAVE A PUBLIC HEALTH LICENSE.

16

17 **SUP. MOLINA:** THAT YOU ISSUED?

18

19 **TERRANCE POWELL:** THAT WE ISSUED.

20

21 **SUP. MOLINA:** TO WHAT VENDOR?

22

23 **TERRANCE POWELL:** TO EACH AND EVERY VENDOR THAT IS IN THAT
24 FACILITY.

25



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1 **SUP. MOLINA:** I UNDERSTAND BUT A VENDOR IS BY NAME BY NAME OR
2 BY COMPANY OR BY WHAT?

3

4 **TERRANCE POWELL:** OH, YES, BY COMPANY. IT'S ALSO...

5

6 **SUP. MOLINA:** SO THERE'S A VENDOR THAT'S FRAUDULENTLY PRODUCING
7 A LICENSE?

8

9 **TERRANCE POWELL:** WELL, ACTUALLY WHAT HAPPENS, A VENDOR IS
10 ISSUED A LICENSE, PRESUMABLY THEY MAKE PAYMENT AND WE'LL GO
11 OUT AND DO AN INSPECTION AND, WHEN WE COME OUT, WE MAY FIND A
12 NEW VENDOR THERE. IN OTHER WORDS...

13

14 **SUP. MOLINA:** BUT HOW CAN THERE BE A NEW VENDOR WITHOUT-- IT
15 WOULD BE FRAUDULENT LICENSE?

16

17 **TERRANCE POWELL:** WELL, ACTUALLY, IT WOULDN'T EVEN BE
18 FRAUDULENT. IT WOULD NOT EVEN APPLY TO THAT NEW PERSON. BUT,
19 IF WE DON'T ASK QUESTIONS AT EVERY INSPECTION, UNLIKE
20 RESTAURANTS WHERE THERE IS SOME CONSISTENCY OF OWNERSHIP...

21

22 **SUP. MOLINA:** THAT'S WHAT I WANT-- I'LL ASK QUESTIONS ON MY OWN
23 BUT THAT'S WHAT I WANTED TO CLARIFY, MS. BURKE, BECAUSE I
24 WASN'T SURE.

25



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1 **SUP. BURKE:** RIGHT, MY UNDERSTANDING WAS THAT THESE VENDORS
2 COME THERE, THEY GET A LICENSE BUT, EVEN WHEN YOU COME BACK TO
3 INSPECT, THAT THEY'RE GONE, SO YOU HAVE A DIFFERENT PERSON
4 THERE WHO YOU TELL THAT HE HAS TO GET A LICENSE.

5

6 **TERRANCE POWELL:** WELL, AND IT ALSO REQUIRES AN INQUIRY. WHEN
7 WE COME BACK OUT, THEY MAY STILL HAVE THE SAME DBA ON THE SIGN
8 OUT IN FRONT AND THE ACTUAL OWNER MAY NOT ACTUALLY BE ON SITE,
9 THERE MAY BE JUST WORKERS THERE, SO WE HAVE TO GO THROUGH AND
10 ASK THE WORKERS, HAS THERE BEEN A CHANGE?

11

12 **SUP. BURKE:** WELL, I THINK-- THE POINT IS THAT REALLY THE OWNER
13 OF THAT FACILITY SHOULD BE REQUIRED, NOT RENT TO ANYONE WHO
14 DOESN'T HAVE A LICENSE AND I THINK THAT'S PART OF WHAT HAS TO
15 REALLY HAPPEN. IF THAT OWNER IS RENTING TO PEOPLE WHO DON'T
16 HAVE A LICENSE, THEN IT SEEMS TO ME HE'S IN VIOLATION.

17

18 **DR. JONATHAN FIELDING:** YES, THAT'S EXACTLY RIGHT, WE'RE
19 EXPLORING THAT WITH COUNTY COUNSEL RIGHT NOW BECAUSE THEY
20 SHOULD BE ASKING WHETHER THEY HAVE A LICENSE AS A CONDITION OF
21 RENTING THE SPACE.

22

23 **SUP. BURKE:** AND I THINK THAT'S THE ISSUE WE REALLY HAVE TO
24 LOOK AT, BECAUSE IT'S VERY DIFFICULT TO CONTROL PEOPLE WHO ARE
25 IN AND OUT, AND IN AND OUT AND TURNING OVER A GREAT DEAL BUT



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1 IF THERE IS AN OWNER THERE AND CERTAINLY I'M SURE THAT AT TIME
2 THAT A NEW VENDOR COMES IN, THEY PAY AND THEY'RE PAYING A
3 RENTAL FOR THAT SPACE, THAT HE SHOULD BE HELD RESPONSIBLE FOR
4 GETTING A PUBLIC HEALTH LICENSE FOR EACH NEW PERSON THAT COMES
5 IN OR WHEN THERE'S TURNOVER.

6

7 **DR. JONATHAN FIELDING:** WELL, THAT'S WHAT WE'RE LOOKING AT WITH
8 COUNTY COUNSEL. OUR POSITION WOULD BE THAT THEY NEED TO HAVE A
9 LICENSE BEFORE THEY CAN BE GIVEN THAT SPACE.

10

11 **SUP. MOLINA:** WHY DO YOU NEED THE LAWYERS TO TELL YOU WHAT YOUR
12 AUTHORITY IS? IT IS YOUR AUTHORITY.

13

14 **DR. JONATHAN FIELDING:** WELL, THE QUESTION IS WHAT SPECIFIC
15 AUTHORITY WE HAVE OVER THE FACILITY OWNER.

16

17 **SUP. MOLINA:** YOU DON'T KNOW WHAT YOUR OWN AUTHORITY IS?

18

19 **DR. JONATHAN FIELDING:** WE DON'T KNOW IF WE HAVE THAT SPECIFIC
20 AUTHORITY. WE HAVE... THAT'S WHAT WE'RE LOOKING AT.

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** WHAT AUTHORITY ARE YOU REFERRING
23 TO? OVER THE ENTIRE BUILDING?

24

25 **DR. JONATHAN FIELDING:** OVER THE ENTIRE BUILDING.



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1

2 **SUP. MOLINA:** NO, I'M TALKING ABOUT THE VENDORS.

3

4 **DR. JONATHAN FIELDING:** OH, WE HAVE FULL AUTHORITY OVER THE
5 VENDORS, SUPERVISOR, FULL AUTHORITY OVER THE INDIVIDUAL
6 VENDORS.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** HE WAS ASKED ABOUT THE WHOLE
9 BUILDING.

10

11 **SUP. BURKE:** WELL, WE HAD A MOTION TODAY I THINK THAT WE
12 APPROVED TO SAY THAT, WITHIN 15 DAYS, YOU'RE GOING TO COME
13 BACK TO US AND EXPLAIN HOW WE CAN GET THAT PLACE CLEANED UP
14 AND HOW WHOEVER IT IS THAT'S RESPONSIBLE WILL BE HELD TO
15 ANSWER AND, IF IT'S THE OWNER, I WOULD EXPECT THAT HE WOULD
16 NOT HAVE A BUILDING AND SAFETY OCCUPANCY PERMIT IF, IN FACT,
17 HE IS ALLOWING UNLICENSED VENDORS TO OPERATE THERE AND-- HE
18 OBVIOUSLY ACCEPTS THEIR MONEY WHEN THEY COME IN. THEY SHOULD
19 BE REQUIRED TO HAVE A PUBLIC HEALTH LICENSE AT THE TIME HE
20 RENTS THE SPACE.

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** JUST ON THAT POINT, AND MR. KNABE
23 IS NEXT, THE BUILDING-- THE STALLS ARE RENTED, CORRECT?
24 EVERYBODY'S A RENTER THERE. HE'S THE-- THE OWNER IS THE
25 LANDLORD. IF THE OWNER HAS A CONDITION OF THE BUILDING AS A



**The Meeting Transcript of
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1 WHOLE THAT'S CONTRIBUTING TO THE PROBLEM, BOTH FROM A PUBLIC
2 HEALTH AND A BUILDING AND SAFETY PERSPECTIVE, I WOULD IMAGINE
3 YOU'D HAVE SOME AUTHORITY TO GO AFTER THE OWNER OF THE
4 BUILDING. AND I THINK YOU NEED TO-- I WAS GOING TO SAY, THINK
5 CREATIVELY. I DON'T EVEN THINK YOU HAVE TO THINK CREATIVELY.

6

7 **SUP. MOLINA:** REALLY.

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** THIS IS COMMON SENSE. IT'S CLEAR
10 TO ME, JUST FROM COMMON SENSE, THAT THE VENDORS CLEARLY ARE A
11 CONTRIBUTING FACTOR, IF NOT THE PRIMARY CONTRIBUTING FACTOR TO
12 THE PROBLEM, BUT THE CONDITION OF THE FACILITY AS A WHOLE, THE
13 HOLES IN THE WALL, THE...

14

15 **SUP. ANTONOVICH:** SANITATION.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** ...THE SANITATION OF THE WHOLE
18 PLACE, THE ATTICS, WHATEVER IS GOING ON IN THE BUILDING AS A
19 WHOLE, WHEN THE CITY OR THE COUNTY IS NOTIFIED OF AN APARTMENT
20 BUILDING THAT IT'S FALLING APART, WE DON'T CITE THE TENANT, WE
21 CITE THE LANDLORD. AND I WOULD SUGGEST THAT THAT'S WHAT YOU
22 NEED TO DO HERE.

23

24 **DR. JONATHAN FIELDING:** WE DO CITE THE...

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. MOLINA:** CAN I JUST ASK A QUESTION? WHO IS THE OWNER?

2

3 **DR. JONATHAN FIELDING:** RICHARD MORELLO, I BELIEVE, IS THE
4 OWNER.

5

6 **SUP. MOLINA:** OKAY.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. KNABE?

9

10 **DR. JONATHAN FIELDING:** WE-- LET ME JUST ANSWER YOUR QUESTION,
11 THOUGH. WE DO CITE THE OWNER BUT WE CAN ONLY CITE THEM AS A
12 MISDEMEANOR. WE DON'T HAVE THE AUTHORITY TO TAKE AWAY THEIR
13 LICENSE.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** WHAT LICENSE?

16

17 **SUP. KNABE:** THE PUBLIC HEALTH.

18

19 **DR. JONATHAN FIELDING:** NO, THEIR BUILDING LICENSE.

20

21 **TERRANCE POWELL:** BUSINESS LICENSE.

22

23 **DR. JONATHAN FIELDING:** THEIR BUSINESS LICENSE, I'M SORRY. WE
24 CAN CITE AND WE HAVE CITED THE OWNER ON A NUMBER OF OCCASIONS



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 BUT WE DO NOT HAVE THE AUTHORITY TO REMOVE THE LICENSE FOR HIM
2 TO DO BUSINESS.

3

4 **SUP. MOLINA:** WHO DOES?

5

6 **SUP. KNABE:** BUT YOU HAVE THE AUTHORITY TO SHUT HIM DOWN.

7

8 **DR. JONATHAN FIELDING:** THE CITY DOES.

9

10 **SUP. KNABE:** YOU HAVE THE AUTHORITY TO SHUT HIM DOWN.

11

12 **SUP. MOLINA:** THE CITY DOES.

13

14 **SUP. KNABE:** NO, PUBLIC HEALTH, I MEAN...

15

16 **SUP. BURKE:** A NUISANCE, MAINTAINING A NUISANCE, YOU WOULD HAVE
17 THE AUTHORITY TO CLOSE IT DOWN.

18

19 **SUP. KNABE:** I GUESS WHAT MY CONCERN IS, IN KEEPING WITH LAST
20 WEEK'S DISCUSSION IN REGARDS TO SEWAGE SPILLS, THAT I SEE A
21 PATTERN EMERGING HERE THAT, WHERE MULTIPLE AGENCIES ARE
22 INVOLVED, THAT THERE'S A LOT OF FINGER POINTING GOING ON AND
23 THE PROTOCOLS EITHER AREN'T BEING ENFORCED OR THEY AREN'T
24 THERE. WE'RE ASKING A LOT OF QUESTIONS HERE THAT SHOULD BE, IN
25 ADDITION TO CLEAR, THEY SHOULD BE COMMON SENSE KINDS OF



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1 THINGS, THE ABILITY, I MEAN, IF YOU'VE GIVE AN RESTAURANT AN
2 "F" RATING, I MEAN, YOU KNOW, THAT'S PRETTY SIGNIFICANT. YOU
3 ALSO HAVE THE AUTHORITY, AS THE PUBLIC HEALTH AND ONE OF THE
4 REASONS WE SEPARATED YOUR DEPARTMENT OUT IS TO MAKE SURE THAT
5 WE HAVE SOMETHING THAT'S ACCOUNTABLE IN THIS PARTICULAR SYSTEM
6 TO GO IN THERE. I MEAN, TO HAVE SOMETHING LIKE THAT JUST EVEN
7 IN EXISTENCE, AND A LOT OF TIMES WE TALK ABOUT SOME OF THE
8 REPORTING THAT GOES ON WITH OUR NEWS STATIONS, THAT WAS A VERY
9 FAIR REPORT AND THAT WAS SOMETHING THAT, I MEAN, IT'S JUST--
10 IT WAS ABSOLUTELY OBNOXIOUS TO SEE THAT GOING ON AND TO SEE US
11 SORT OF IN COMPLICIT, YOU KNOW, KINDS OF ACTIVITY WAS
12 OUTRAGEOUS, SO, I MEAN, I DON'T KNOW WHAT-- WE NEED TO REVIEW
13 ALL THOSE PROTOCOLS BUT CERTAINLY WE NEED TO BE AGGRESSIVE IN
14 MOVING FORWARD. I MEAN, TO ME, IN A SITUATION LIKE THAT, YOU
15 SHOULD HAVE AN INSPECTOR OUT THERE EVERY DAY.

16

17 **DR. JONATHAN FIELDING:** WE DO NOW. EVERY DAY AND WE'VE HAD
18 MULTIPLE INSPECTORS. I WENT OUT WITH A GROUP OF SIX INSPECTORS
19 THAT WE TEMPORARILY REASSIGNED TO MAKE SURE THAT EVERY SINGLE
20 PLACE WAS LOOKED AT, THAT EVERY LICENSE WAS LOOKED AT AND
21 THOSE ARE THINGS THAT SHOULD HAVE BEEN DONE BEFORE AND WERE
22 NOT.

23

24 **SUP. KNABE:** BECAUSE EVEN THOUGH YOU MIGHT BE ABLE TO CITE THE
25 OWNER AND THE OWNER HAS RESPONSIBILITY OF THE OVERALL BUILDING



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1 AS HE LEASES SPACE TO THE VARIOUS VENDORS, THE VENDORS ALSO
2 HAVE A RESPONSIBILITY AND THEY'RE PART OF THIS, EITHER THROUGH
3 THE PUBLIC HEALTH PROCESS OR WHATEVER. I MEAN, IF THEY'RE
4 THROWING THE TRASH OUT AND SOMEBODY'S NOT PICKING IT UP OR,
5 YOU KNOW, WHATEVER IT MAY BE, I MEAN, WE JUST NEED TO, ONE,
6 HAVE STRINGENT PROTOCOLS IN PLACE AND THEN THE ABILITY TO MAKE
7 SURE THAT WE ARE ENFORCING THOSE.

8

9 **DR. JONATHAN FIELDING:** ABSOLUTELY. YOU'RE ABSOLUTELY RIGHT.
10 AND THERE'S A THIRD COMPONENT IN THERE, WHICH IS THE
11 CUSTOMERS. IN SOME CASES, IT'S NOT THE VENDOR, IT WAS THE
12 CUSTOMER WHO HAS-- WHO BROUGHT A VAN IN AND THEY'RE IN THE
13 BACK OF THE VAN GOING THROUGH AND CULLING AND THROWING OUT THE
14 THINGS, YOU KNOW, THEY DON'T WANT SO WE'VE NOW-- SO HAVE CITED
15 CUSTOMERS AS WELL AND THEY WERE, IN PART, RESPONSIBLE FOR THE
16 DUMPING AND THAT HAS BEEN EFFECTIVE AND THERE IS NO MORE
17 DUMPING AS OF THIS MORNING, AT LEAST THAT'S THE REPORT WE'VE
18 GONE AND I BELIEVE IT BECAUSE I SAW A SIGNIFICANT DIMINUTION
19 FROM HAVING STARTED THIS BUT YOU'RE ABSOLUTELY RIGHT.

20

21 **SUP. KNABE:** I MEAN, AS SOMEONE WHO FREQUENTS SUSHI OF NAPLES
22 DOWN IN LONG BEACH, I WAS NOT PLEASED WITH THAT REPORT EITHER
23 BUT, I MEAN, THIS IS A VERY, VERY SERIOUS SITUATION. AND,
24 AGAIN, IT JUST GOES BACK AND I HOPE THIS PATTERN IS NOT
25 EMERGING THAT, WHEN WE HAVE MULTIPLE AGENCIES INVOLVED, ALL WE



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1 DO IS FINGER POINT AND THAT'S NOT GOING TO GET IT DONE. WE
2 HAVE A RESPONSIBILITY, WE SEPARATED YOUR DEPARTMENT OUT FOR
3 ACCOUNTABILITY. HERE WE ARE.

4

5 **DR. JONATHAN FIELDING:** WE AGREE WITH YOU AND WE'RE TAKING THE
6 LEAD ON THIS AND WE CONTACTED BUILDING AND SAFETY, WE
7 CONTACTED THE CITY ATTORNEY'S OFFICE, WE'VE GIVEN THE
8 INFORMATION FOR CRIMINAL COMPLAINT.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** WHAT HAPPENED WHEN YOU CONTACTED
11 BUILDING AND SAFETY?

12

13 **DR. JONATHAN FIELDING:** THEY SAID THAT THEY HAD A NUMBER OF
14 OUTSTANDING ISSUES WITH THEM AND THEY HAD BEEN TALKING WITH
15 CITY ATTORNEY ABOUT FILING CRIMINAL-- THE CITY ATTORNEY HAD
16 INFORMATION AND WAS GOING TO FILE A CRIMINAL COMPLAINT, AND WE
17 ASKED WHETHER WE COULD JOIN WITH THEM IN THIS AND...

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** WHAT DID YOU APPROACH THE BUILDING
20 AND SAFETY DEPARTMENT FOR? WHAT WAS THE PURPOSE OF YOUR
21 CONTACTING THEM?

22

23 **DR. JONATHAN FIELDING:** BECAUSE WE SAW VARIOUS PROBLEMS
24 STRUCTURALLY WITH THE BUILDING AND WE WANTED THEIR ASSISTANCE



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1 BECAUSE THEY'RE THE ONES THAT GIVE THE CERTIFICATE OF
2 OCCUPANCY.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** HAS THE BUILDING AND SAFETY
5 DEPARTMENT CITED THE OWNER OF THE BUILDING IN ANY WAY, SHAPE
6 OR FORM?

7

8 **TERRANCE POWELL:** YES, THEY HAVE.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** WHEN?

11

12 **TERRANCE POWELL:** I DON'T HAVE THE DATES ON IT. WHEN WE WENT
13 OUT...

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** SINCE THE TELEVISION REPORTS OR
16 BEFORE?

17

18 **TERRANCE POWELL:** NO, THIS WAS PREEXISTING AND APPARENTLY IT
19 WAS IN THE HANDS OF THE CITY ATTORNEY AND THEY JUST HAD NOT
20 FILED IT AT THE POINT THAT WE CAME INTO IT. WE SENT REFERRALS
21 TO BOTH THEIR WASTEWATER MANAGEMENT AS WELL AS BUILDING AND
22 SAFETY, BOTH ON THE TRENCH THAT COMES UP THE MIDDLE, WHICH
23 PRESUMABLY WHERE THE TESTING WENT BUT ALSO FOR A PORTION OF
24 THE BUILDING THAT WAS BURNT OUT AND WAS JUST SITTING.

25



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** ROUGHLY HOW LONG? A COUPLE OF
2 MONTHS, A YEAR SINCE THE CITY BUILDING AND SAFETY DEPARTMENT
3 CITED THE BUILDING OWNER?

4

5 **TERRANCE POWELL:** I DIDN'T LOOK AT THE DATE OF THE REPORT BUT I
6 WOULD SAY IT'S PROBABLY OVER SIX MONTHS.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** OVER SIX MONTHS. SHOULD THAT HAVE-
9 - WELL, YOU DON'T KNOW THE ANSWER TO THAT QUESTION ABOUT HOW
10 LONG IT TAKES TO GET A-- DO THEY HAVE TO GO TO COURT OR--
11 BUILDING AND SAFETY CAN SHUT THE BUILDING DOWN, IF IT-- UNDER
12 CERTAIN CIRCUMSTANCES...

13

14 **SUP. MOLINA:** OH, NO, THEY CAN'T. THEIR DUE PROCESS TAKES
15 FOREVER.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** THEY HAVE TO GO TO COURT. SO HOW
18 LONG DOES IT TAKE THEM TO GET...

19

20 **SUP. BURKE:** THEY HAVE TO GIVE THEM NOTICE.

21

22 **SUP. MOLINA:** I WENT TO-- TOOK TWO-AND-A-HALF YEARS.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** ...INTO COURT?

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. ANTONOVICH:** WHEN IT'S A HEALTH AND SAFETY ISSUE, HOW LONG
2 DOES IT TAKE?

3

4 **TERRANCE POWELL:** WELL, IN THIS PARTICULAR CASE, WE WOULD-- IT
5 WOULD BE INCUMBENT UPON US TO GO TO COURT AS WELL AND DECLARE
6 IT A NUISANCE AND GO THROUGH THE DUE PROCESS AS WELL.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** WELL, HOW LONG DOES IT TAKE YOU TO
9 SHUT DOWN A RESTAURANT WITH RATS IN IT? ABOUT TWO MINUTES?

10

11 **TERRANCE POWELL:** WELL, THAT'S DIFFERENT-- YES BECAUSE WE HOLD
12 A PERMIT AND WE HAVE POWERS UNDER THE STATE...

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** DO YOU HOLD A PERMIT FOR THE
15 VENDORS...

16

17 **DR. JONATHAN FIELDING:** YES, AND WE'VE SHUT DOWN OVER 60
18 VENDORS AND SOME OF THEM FOR VERMIN.

19

20 **TERRANCE POWELL:** AND WE DID DO THAT. I THINK THE CLOSEST
21 PARALLEL WOULD BE A MALL WHERE...

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** WOULD BE A WHAT?

24



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1 **TERRANCE POWELL:** WOULD BE A MALL, WHERE YOU HAVE A FOOD COURT
2 AND PERHAPS THERE'S ONE OR TWO VENDORS THERE THAT HAVE A
3 RODENT PROBLEM. WE WOULD CLOSE THOSE IMMEDIATELY AND, IF IT
4 WERE REPETITIVE, WE WOULD TAKE THEM TO COURT BUT THAT WOULD
5 NOT NECESSARILY POINT TO THE MALL BEING CLOSED.

6

7 **SUP. YAROSLAVSKY, CHAIRMAN:** RIGHT.

8

9 **TERRANCE POWELL:** AND I THINK, IN THIS CASE...

10

11 **SUP. MOLINA:** BUT DO YOU REALIZE HOW NONSENSE IT IS? IF THERE'S
12 ONE RAT, OKAY, AND THE STALL HAS A LITTLE LINE DOWN THE MIDDLE
13 AND THERE'S A NEXT STALL, WHY WOULD THE RAT NOT BE ABLE TO GET
14 OVER TO THE NEXT STALL? DO YOU KNOW HOW THAT DOESN'T MAKE
15 SENSE TO THE PUBLIC? IT DOESN'T MAKE SENSE! JUST LIKE IF THERE
16 WAS AN INFESTATION OF RATS OR COCKROACHES IN A MALL, IF ONE
17 VENDOR HAS IT, THEN THE NEXT ONE MUST UNLESS THE VENDOR IS ON
18 THE OTHER SIDE OF THE MALL. YOU'RE NOT MAKING SENSE BY YOUR
19 OWN ANALOGIES.

20

21 **TERRANCE POWELL:** WELL, THE ONLY THING I CAN POINT OUT TO IS
22 THAT, WHEN WE DO FIND A VERMIN INFESTATION, WE DO AN
23 INSPECTION OF THE ADJACENT FACILITIES AND WE WILL CLOSE OR
24 TAKE ACTIONS AS NECESSARY BUT IT DOES REQUIRE LOOKING AND



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The Los Angeles County Board of Supervisors**

1 MAKING A FINDING BECAUSE THEY DO HAVE A PERMIT AND THEY DO
2 HAVE SOME MEASURE OF RIGHT.

3

4 **SUP. MOLINA:** IS THAT A STANDARD?

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** YOU HAVE THE POWER NOW TO CLOSE
7 THE STALLS, INDIVIDUAL VENDORS?

8

9 **TERRANCE POWELL:** YES.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** IN A WAY, THIS IS A FAR MORE
12 IMPORTANT POWER THAN THE POWER TO SHUT DOWN A RESTAURANT
13 BECAUSE THESE VENDORS SUPPLY MULTIPLE RESTAURANTS. SO, IN A
14 SENSE, YOU ARE SOLVING THE PROBLEM UPSTREAM OF A PROBLEM THAT
15 YOU'RE GOING TO DEAL WITH ULTIMATELY DOWNSTREAM AND SO THIS
16 OUGHT TO BE A HIGH PRIORITY JUST ON THE PUBLIC HEALTH GROUNDS
17 ALONE. THE OTHER THING I WOULD JUST SAY, IF YOU DO FIND A
18 BUILDING AND SAFETY RELATED PROBLEM OR A LANDLORD-RELATED
19 PROBLEM, LIKE GAPING HOLES IN THE ATTIC, IN THE ROOF, IN THE
20 FLOOR, IN THE BASEMENT, WHATEVER IT IS, THEN YOU OUGHT TO CALL
21 THE BUILDING AND SAFETY DEPARTMENT AND GO IN TOGETHER ON BOTH
22 A PUBLIC HEALTH AND A BUILDING AND SAFETY PROBLEM. YOUR
23 INTEREST IS NOT IN THE STRUCTURAL INTEGRITY OF THE BUILDING,
24 YOUR INTEREST IS IN PUBLIC HEALTH, SO ANY PROBLEMS YOU FIND
25 WITH THE BUILDING THAT CONTRIBUTE TO PUBLIC HEALTH, THAT'S



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1 YOUR NEXUS AND THAT'S THE NEXUS THAT THE PUBLIC IS MOST
2 CONCERNED ABOUT AND SO IS EVERY MAN, WOMAN AND CHILD ARE
3 CONCERNED ABOUT. SO I THINK YOU HAVE THE POWER. I JUST THINK
4 YOU NEED TO EXERCISE IT IN A FOCUSED, TARGETED WAY AND DO
5 WHATEVER YOU HAVE TO DO. I MEAN, I THINK YOU FIGURED THAT OUT.
6 MS. MOLINA, YOU'RE NEXT.

7

8 **SUP. MOLINA:** YOU KNOW, THIS IS VERY EMBARRASSING I THINK FOR
9 YOU AND FOR ALL OF US. BUT I'VE BEEN AMAZED, YOU KNOW, ONE OF
10 THE THINGS THAT I WATCH ON CHANNEL 4 THAT I'M GETTING SORT OF
11 TIRED OF BUT IT'S A GOOD EXAMPLE OF WATCHING REAL STUPID
12 PEOPLE AND THAT IS THEIR INSPECTION THAT THEY DO ON PREDATORS.
13 I MEAN, IT'S BEEN ON T.V. NOW FOR A YEAR, THEY SET UP A HOUSE
14 AND THEY PUT IT ON THE EMAIL AND THESE PREDATORS COME AND, YOU
15 KNOW, EXPOSE THEMSELVES. YOU LOOK LIKE YOU'VE NEVER SEEN IT
16 BEFORE.

17

18 **DR. JONATHAN FIELDING:** SORRY, NO.

19

20 **SUP. MOLINA:** YOU SHOULD LOOK AT IT, OKAY? IT'S AN
21 INVESTIGATION THAT THEY DO, THEY PUT IN A FAKE EMAIL, YOU
22 KNOW, CLAIMING TO BE A 14-YEAR-OLD WHO WANTS TO GET ALONG WITH
23 SOMEBODY AND THESE PREDATORS SHOW UP LIKE CRAZY AND THEY GET
24 ARRESTED ONE BY ONE AND THEY'RE ON T.V. AND, I MEAN, IT COMES
25 ON EVERY OTHER WEEK, IF NOT AND IT'S AMAZING TO ME AND YOU



**The Meeting Transcript of
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1 WONDER HOW STUPID CAN SOME OF THESE PEOPLE BE! AND ONE GUY GOT
2 CAUGHT TWICE!

3

4 **SUP. KNABE:** ONCE IN LONG BEACH, IN THAT STING IN LONG BEACH.

5

6 **SUP. MOLINA:** IT IS JUST AMAZING. OKAY. SO THE ISSUE WITH YOU
7 IS, IS GUESS WHAT? THEY'RE WATCHING. OKAY? SO YOU'RE NOT OFF
8 THE HOOK. I DON'T THINK THAT MR. GROVER IS FINISHED WITH HIS
9 REPORT. SO WHAT WILL BE VERY EMBARRASSING FOR US, DR.
10 FIELDING, IS TO GET CAUGHT AGAIN. SO I THINK YOU HAVE A MAJOR
11 JOB TO DO TO NOT LET US DOWN OR THE PUBLIC.

12

13 **DR. JONATHAN FIELDING:** I AGREE, SUPERVISOR.

14

15 **SUP. MOLINA:** AND I'M IMPRESSED THAT YOU DID A CORRECTIVE
16 ACTION RIGHT AWAY, AND I ASKED MY STAFF, I SAID, THIS IS GOOD
17 BUT, AS WE'RE ASKING THESE QUESTIONS, OBVIOUSLY, THERE'S NO
18 REAL CONTROL OF THIS CORRECTIVE ACTION BECAUSE POINTING THE
19 FINGERS AND SAYING, WELL, THE CITY DOES THIS AND WE CAN'T DO
20 ANYTHING ABOUT THAT LICENSE AND WE'RE LOOKING FOR AUTHORITY,
21 THAT'S TROUBLING FOR US BECAUSE WE ARE UNDER THE IMPRESSION,
22 AND THAT'S WHY WE'RE ASKING THE QUESTIONS, THAT YOU HAVE THE
23 AUTHORITY TO CLOSE DOWN AND WE KNOW THAT YOU DO, NO MATTER
24 WHAT OR WHO OR WHATEVER. AND SO POINTING THE FINGER AND SAYING
25 IT'S A BUSINESS LICENSE. A BUSINESS LICENSE DOESN'T GIVE YOU



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1 AUTHORITY TO DO ANYTHING. DO YOU KNOW WHAT A BUSINESS LICENSE
2 DOES? IT GIVES YOU AUTHORITY TO DO NOTHING. WHAT DOES IT DO?

3

4 **SUP. KNABE:** REVENUE SOURCE.

5

6 **SUP. MOLINA:** HUH?

7

8 **SUP. KNABE:** IT'S A REVENUE SOURCE. THAT'S ALL IT IS.

9

10 **SUP. MOLINA:** NOTHING. IT GIVES YOU NOTHING. SO IF YOU'RE GOING
11 TO BE OPENING A BUSINESS, THE ONLY ONE WHO HAS ANY AUTHORITY
12 IS YOU ALL, BECAUSE THEY'RE HANDLING FOOD, WHICH IS NOT UNDER
13 THE JURISDICTION OF THE CITY, IT'S UNDER THE JURISDICTION OF
14 THE COUNTY AND PUBLIC HEALTH. YOU HAVE TOTAL COMPLETE
15 JURISDICTION AND OWNERSHIP AND I THINK THAT'S WHAT'S LACKING
16 HERE. YOU CAN'T POINT TO ANYONE ELSE. IT IS US, IT IS OUR
17 RESPONSIBILITY. NOW, BUILDING AND SAFETY WITH THE CITY. I'M
18 CHASING AROUND A BUILDING AND SAFETY VIOLATION. SOME OF THE
19 STAFF-- SOME OF THE BOARD MEMBERS HERE HELPED ME WITH EL
20 MERCADO, OKAY? IT TOOK ME ALMOST FOUR YEARS TO GET THEM TO
21 COMPLY TO A VIOLATION, ONE VIOLATION. I AM NOW CHASING AROUND,
22 IN THE CITY OF L.A., SHAMROCK, WHO IS HAULING CEMENT AND DIRT
23 INTO MY DISTRICT. THEY HAVE NO BUSINESS LICENSE, THEY HAVE NO
24 PERMIT, THEY'RE IN THE INAPPROPRIATE ZONE. I HAVE BEEN ON IT
25 FOR 2-1/2 YEARS AND I AM GOING THROUGH THE CITY'S DUE PROCESS.



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1 ROCKY DEGVAVIO IS THINKING ABOUT DOING SOMETHING ABOUT IT.
2 BUT, YOU KNOW, I GUESS YOU HAVE TO SCREAM REALLY LOUD IN ORDER
3 TO MAKE IT HAPPEN. IT'S INTERESTING HOW THESE BUSINESSES CAN
4 OPERATE AND THERE'S LICENSES AND MULTIPLE LICENSES BUT, DR.
5 FIELDING, YOU'VE GOT TO TAKE CONTROL OF THIS BECAUSE YOU'RE
6 ASSURING ALL OF US THAT THIS IS SUPPOSED TO BE A CLEAN
7 FACILITY AND THERE ARE GOING TO BE MISTAKES. SURE, VENDORS ARE
8 GOING TO DROP FRUIT OR VEGETABLES. THAT'S AN ERROR. BUT WHEN
9 YOU HAVE A SEWAGE PROBLEM, WHEN YOU HAVE A TOILET BOWL NEXT
10 TO, YOU KNOW, WHEN YOU HAVE PEOPLE GOING IN AND OUT LIKE THIS,
11 THESE ARE THE KINDS OF THINGS THAT AN INSPECTOR HAS TO BE
12 WATCHING OUT FOR EVERY SINGLE DAY AND SO I THINK THAT YOU OWE
13 US A VERY EXTENSIVE CORRECTION-- CORRECTIVE ACTION AND I THINK
14 YOU OWE US AN OWNERSHIP OUTLINE OF WHAT IS IT, NOT LOOKING FOR
15 AUTHORITY-- I UNDERSTAND YOU'RE THE ONLY ONE WITH THE
16 AUTHORITY. EVEN IF YOU HAD TO GO IN AND CLOSE EVERY SINGLE ONE
17 OF THOSE VENDORS, THERE'S SOMETHING GOING ON HERE WHERE THESE
18 LAYERS-- AND I'M CONCERNED, AS MR. KNABE IS, WHEN THESE
19 MULTIPLE JURISDICTIONS AND LAYERS OF ORGANIZATIONS AND YOU
20 DON'T KNOW WHAT AND ALL OF THAT, THAT'S TROUBLING FOR US
21 BECAUSE PEOPLE ONLY UNDERSTAND ONE THING ON THE OUTSIDE.
22 GOVERNMENT. AND THEY LOOK TO US AS BEING GOVERNMENT. AND SO,
23 CONSEQUENTLY, WE'RE SUPPOSED TO PROVIDE SOME ASSURANCES. YOU
24 ARE SUPPOSED TO PROVIDE US ASSURANCES. SO IT'S NOT ACCEPTABLE
25 TO SAY, WE'RE LOOKING AT THAT AUTHORITY. I MEAN, HOW LONG



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1 COULD IT TAKE THEM TO LOOK IT UP? 20 MINUTES? I MEAN, A WEEK?
2 WHY DO YOU NEED 15 DAYS? EITHER YOU HAVE THE AUTHORITY OR NOT
3 AND, IF YOU DON'T HAVE THE AUTHORITY, WHAT IS IT GOING TO TAKE
4 TO GET THE AUTHORITY? AND, AS MR. YAROSLAVSKY SAID, MAYBE IT'S
5 A LITTLE CREATIVE THINKING. IT CAN'T BE JUST ABOUT, "WELL,
6 WE'RE LOOKING INTO IT" BECAUSE I HAVE A FEELING YOU'RE GOING
7 TO BE THE NEXT TARGET ON CHANNEL 4 JUST LIKE THOSE PREDATORS
8 AND WE'LL BE LOOKING AT OURSELVES AND SAY, "HOW COULD WE BE
9 THAT STUPID?" AND I THINK IT'S INAPPROPRIATE AND I JUST HOPE
10 THAT YOU'RE GOING TO TAKE OWNERSHIP OF THIS BECAUSE YOU'RE
11 COMING BACK IN 15 DAYS WITH SOME REPORT AND I DON'T THINK IT'S
12 GOING TO BE ACCEPTABLE HERE THAT, IN BETWEEN THOSE 15 DAYS,
13 AFTER YOU'VE DONE SOME OF THESE THINGS THAT YOU'RE DOING, THEY
14 GO BACK IN THERE AND THEY FIND ALL OF THE SAME THINGS. IT WILL
15 BE VERY EMBARRASSING FOR ALL OF US.

16

17 **DR. JONATHAN FIELDING:** I AGREE, SUPERVISOR. WE DO TAKE
18 OWNERSHIP OF THIS ISSUE AND THAT'S WHY WE'VE BEEN INSPECTING
19 AND CLOSING A LOT OF VENDORS AT THAT FACILITY AND WE AGREE
20 ENTIRELY THAT THAT'S-- THAT IS OUR RESPONSIBILITY.

21

22 **SUP. MOLINA:** BUT IS THERE A CLEAN VENDOR THERE?

23

24 **DR. JONATHAN FIELDING:** YES. I THINK THAT THE VENDORS THAT WE
25 HAVE OPERATING NOW ARE OPERATING CONSISTENT WITH THE RIGHT



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1 PRACTICES BUT WHAT WE NEED TO MAKE SURE THAT THAT IS SUSTAINED
2 AND...

3

4 **SUP. MOLINA:** IT SEEMS TO ME, THOUGH, THAT THE REPORT SAYS
5 THAT, AS A WHOLE, THIS PLACE IS NOT CLEAN. SO, RIGHT NOW, IF I
6 WENT IN THERE WITH A T.V. CAMERA, WE COULD FIND A VENDOR THAT
7 MEETS ALL OF THE REQUIREMENTS?

8

9 **DR. JONATHAN FIELDING:** WELL...

10

11 **TERRANCE POWELL:** YES. AND JUST AS A COMMENT, WHAT WAS SHOWN ON
12 TELEVISION...

13

14 **SUP. MOLINA:** I'M SORRY?

15

16 **TERRANCE POWELL:** WHAT WAS SHOWN ON TELEVISION PRIMARILY, JUST
17 TO PUT IT IN PERSPECTIVE, WAS OUTSIDE THE FACILITY, IT WASN'T
18 THE INTERIOR WHERE THEY STORE FOOD. I THINK WHAT'S AT ISSUE
19 HERE IS THAT THE VENDORS HAVE TAKEN LIBERTIES IN TERMS OF
20 BRINGING PRODUCT OUT AND PUTTING IT IN INAPPROPRIATE PLACES
21 BUT IT WAS THE PARKING LOT THAT WAS SHOWN ON TELEVISION. AND,
22 AGAIN, THAT DOESN'T EXCUSE THE CONDITIONS THAT WERE THERE. IN
23 TERMS OF OUR AUTHORITIES, I THINK WE'VE PRETTY MUCH EXHAUSTED
24 THAT IN TERMS OF TAKING ISSUES WITH THE VENDORS DIRECTLY,



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1 FILING A CRIMINAL COMPLAINT ON THE COMPLEX OWNER, BUT I WOULD
2 AGREE THAT THERE NEEDS TO BE SOME MEASURE OF CODES...

3

4 **SUP. MOLINA:** WHO HAS FILED A CRIMINAL COMPLAINT?

5

6 **TERRANCE POWELL:** THE DEPARTMENT OF HEALTH SERVICES
7 ENVIRONMENTAL HEALTH, WE FILED COMPLAINTS YESTERDAY.

8

9 **SUP. MOLINA:** YOU FILED A CRIMINAL COMPLAINT AGAINST THE OWNER?

10

11 **DR. JONATHAN FIELDING:** WE'VE GIVEN TO THE CITY ATTORNEY'S
12 OFFICE THE MATERIAL THEY ASKED FOR TO FILE A CRIMINAL
13 COMPLAINT.

14

15 **SUP. MOLINA:** WHEN DID YOU DO THAT?

16

17 **DR. JONATHAN FIELDING:** YESTERDAY.

18

19 **SUP. MOLINA:** YESTERDAY. AND SO HOW LONG SHOULD IT TAKE THEM TO
20 DO THAT?

21

22 **TERRANCE POWELL:** THAT WOULD BE ENTIRELY DEPENDENT ON THE CITY
23 ATTORNEY BUT I WOULD THINK BECAUSE WE ASKED THAT OUR COMPLAINT
24 BE ENJOINED WITH THE BUILDING AND SAFETY, THAT IT SHOULD



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1 RELATIVELY BE QUICKLY. I WOULD SAY IN THE NEXT WEEK OR TWO
2 WEEKS.

3

4 **DR. JONATHAN FIELDING:** IT'S UP TO THEM BUT WE'VE MADE VERY
5 CLEAR THAT IT IS A VERY HIGH PRIORITY FOR US AND WE REALLY
6 NEED THEIR COOPERATION.

7

8 **SUP. MOLINA:** SO IF THERE IS A CRIMINAL COMPLAINT, WHAT WOULD
9 THAT MEAN? I MEAN, THESE ARE WORDS THAT ARE TOSSED AROUND. SO,
10 WHAT, HE'S NOT GOING TO GET ARRESTED. WHAT'S GOING TO HAPPEN?

11

12 **TERRANCE POWELL:** THE VIOLATIONS CARRY A MISDEMEANOR.

13

14 **SUP. MOLINA:** AND A MISDEMEANOR IS A FINE.

15

16 **TERRANCE POWELL:** A MISDEMEANOR IS SIX MONTHS OR A FINE.

17

18 **SUP. MOLINA:** LOOK, MR. MERCADO, WE WENT TO COURT ON HIM, HE
19 WAS FILED A CRIMINAL COMPLAINT. HE NEVER SHOWED UP IN COURT
20 EVER. HIS ATTORNEYS DID. THEY ALWAYS ASK FOR CONTINUANCES. WE
21 GOT A CONTINUANCE WHERE IT TOOK US OVER A YEAR AND IT DIDN'T
22 DO ME A BIT OF GOOD. SO YOU'RE SAYING SOMETHING THAT SOUNDS
23 REALLY GOOD TO THE PUBLIC BUT IT MEANS NOTHING. SO YOU'RE
24 GOING TO FILE A CRIMINAL COMPLAINT TO SOMEONE WHO IS GOING TO
25 GET A LAWYER, WHO IS GOING TO ASK FOR A CONTINUANCE TO-- AND



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1 THEN, EVEN IF THEY GET THE GOODS ON HIM, THE MOST HE'S EVER
2 GOING TO GET IS PAYING A FINE. WHAT'S THE EXTENT OF THE FINE?
3 3,000? 5,000?

4

5 **SUP. KNABE:** CAN'T THEY SHUT HIM DOWN?

6

7 **SUP. MOLINA:** NO, NO.

8

9 **SUP. BURKE:** WELL, THEY CAN MAKE HIM REPAIR. SEE, THAT'S ONE OF
10 THE THINGS...

11

12 **SUP. MOLINA:** NO, IT DOESN'T, IT DOES NOT MAKE THEM REPAIR.

13

14 **SUP. BURKE:** BUILDING AND SERVICE GIVES-- AND I CAN'T REMEMBER,
15 I JUST SAW IT, EITHER A 60 OR A 90-DAY NOTICE TO CORRECT THE
16 DEFICIENCY ON THEIR OCCUPANCY AND, IF THEY HAVEN'T CORRECTED
17 IT AND IT'S EITHER 60 OR 90 DAYS, IT'S NOT TWO DAYS...

18

19 **SUP. MOLINA:** BUT, MS. BURKE, THEY GET TO OPERATE. THE FOLKS
20 THAT I'M CHASING AROUND IN THE CITY, OKAY? HAVE BEEN NOTICED
21 TO FIX OR REPAIR, THAT IS, TO FILE THE PROPER DOCUMENTS TO GET
22 A PERMIT. IT HAS BEEN A YEAR AND A HALF OF CONTINUANCES, OKAY?
23 THEY OPERATE EVERY SINGLE DAY, THEY COLLECT MONEY FOR EVERY
24 SINGLE BIT OF DUMPING THAT THEY'RE DOING AND THEY GET TO
25 OPERATE. SO IT MEANS NOTHING. I MEAN, IT SOUNDS INTERESTING



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1 BUT, IF YOU REALLY DISSECT IT ALL, IT MEANS NOTHING. A
2 CRIMINAL COMPLAINT MEANS A MISDEMEANOR, A MISDEMEANOR MEANS A
3 FINE. IT IS WORTH-- IT'S LIKE DOING BUSINESS, IT'S WORTH THEIR
4 WHILE IN MERCADO TO EVEN PAY THE FINE BECAUSE THEY COULD
5 CONTINUE DOING BUSINESS. SO WE'RE NOT TAKING OWNERSHIP.

6

7 **SUP. BURKE:** BUT THEY HAVE PUT SOME LANDLORDS IN JAIL AS IT
8 RELATES TO THEIR PROPERTIES.

9

10 **SUP. MOLINA:** WELL, I WANT TO MEET THE ONE...

11

12 **SUP. KNABE:** I THINK THE IMPORTANT THING HERE IS TO SHUT IT
13 DOWN. I MEAN, MORE SO THAN JAIL TIME. I MEAN, MAYBE WE HAVE
14 THE PROTOCOL WE NEED...

15

16 **SUP. BURKE:** RIGHT. THEY CAN-- THEY DO IT ALL THE TIME.

17

18 **SUP. MOLINA:** SO...

19

20 **SUP. KNABE:** ...IS THE PUBLIC REPORTING LIKE WE DO WITH
21 RESTAURANTS THAT HAVE BEEN CLOSED.

22

23 **SUP. MOLINA:** I UNDERSTAND BUT YOU NOTICE THAT THE RESPONSE,
24 AGAIN, TO PASS THE BUCK. THAT'S WHAT HAPPENED. "WELL, WE'RE
25 FILING CRIMINAL CHARGES." CRIMINAL CHARGES MEAN WHAT? NOTHING,



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1 AT THE END OF THE DAY. SO THAT'S WHAT I MEAN BY OWNERSHIP, DR.
2 FIELDING. WHAT WE'RE TALKING ABOUT IS EITHER YOU CLOSE THEM
3 DOWN, YOU STOP THIS KIND OF OPERATION FROM GOING ON, YOU FIND
4 A WAY TO MAKE IT SAFE AND, MORE IMPORTANTLY, YOU ASSURE US, AS
5 PUBLIC, THAT WE ARE DOING OUR JOB BECAUSE OUR ASSUMPTION IS
6 PUBLIC HEALTH HAS INSPECTED THIS. YES, WE ALL HAVE A DUTY TO
7 WASH OUR OWN PRODUCE WHEN WE GET IT HOME NO MATTER WHAT MARKET
8 IT'S FROM OR WHATEVER THING BUT OUR ASSUMPTION IS THAT AT
9 LEAST YOU HAVE OVERSIGHT. AND SO, WHEN YOU USE THESE WORDS,
10 THEY HAVE MEANING, "OH, WE'RE FILING A CRIMINAL COMPLAINT."
11 WELL, A CRIMINAL COMPLAINT MEANS ABSOLUTELY NOTHING. SO, WHEN
12 YOU COME BACK, I WANT TO SEE REAL OWNERSHIP BECAUSE, IF ALL OF
13 THIS IS TO FOLLOW IT AROUND AND GO INTO A CIRCLE, WHICH IT
14 MIGHT MEAN THAT, BECAUSE CLOSING DOWN THIS FACILITY IS GOING
15 TO BE ECONOMICALLY PAINFUL TO A LOT OF RESTAURANTS, TO THE
16 CITY AND TO A LOT OF FOLKS AND THERE'S NOT A LOT OF PEOPLE WHO
17 ARE WILLING TO EXACT THAT KIND OF ECONOMIC PAIN ON ANYONE. AND
18 SO I DON'T WANT IT TO BE OUR DEPARTMENT WHO IS TAKING THE FALL
19 FOR THE INABILITY OF OTHERS TO DO THAT. I THINK YOU NEED TO
20 WRITE A DOCUMENT THAT CLEARLY TELLS US EXACTLY WHERE THE
21 DUTIES AND RESPONSIBILITIES ARE AND WHERE THEY'RE NOT SO THAT
22 WE CAN FILL IN THE GAPS, EITHER THROUGH ORDINANCES HERE OR
23 GOING TO THE CITY. BUT I DON'T WANT TO TAKE OWNERSHIP FOR
24 SOMETHING THAT I DON'T HAVE FULL CONTROL OF. I'M TRYING HARD
25 IN MY DISTRICT FOR OTHER THINGS AND THE CITY HAS LET US DOWN



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1 ON A REGULAR BASIS BECAUSE, YES, THEY HAVE A WAY OF SAYING
2 THEY'RE GOING TO CLOSE YOU DOWN BUT THESE OWNERS COME BACK IN,
3 ASK FOR CONTINUATIONS ON THOSE VIOLATIONS, THEY GO ON FOR
4 ANOTHER 60 DAYS, AND THEN, AFTER THAT, WHEN WE TAKE IT TO
5 COURT, THEIR LAWYERS ASK FOR CONTINUANCES OVER THERE AND, IN
6 THE MEANTIME, THEY'RE STILL OPERATING EVERY DAY WITH THE
7 VIOLATIONS.

8

9 **DR. JONATHAN FIELDING:** WE HAVE NOT WAITED. AS I'VE SAID, WE'VE
10 CLOSED DOWN OVER 60 PLACES BECAUSE OF THOSE PROBLEMS. WE'VE
11 CITED CUSTOMERS AS WELL.

12

13 **SUP. MOLINA:** HOW MANY PLACES ARE THERE?

14

15 **DR. JONATHAN FIELDING:** THERE ARE A TOTAL IN THAT FACILITY OF
16 69 PLACES SO A NUMBER OF THEM HAVE BEEN CLOSED MORE THAN ONCE.

17

18 **SUP. MOLINA:** SO ONLY NINE PLACES ARE OPERATING IN THE ENTIRE
19 FACILITY?

20

21 **DR. JONATHAN FIELDING:** NO. THEY'VE BEEN CLOSED AND THEN
22 REOPENED WHEN THEY CORRECT THE DEFICIENCIES. IN SOME CASES,
23 WE'VE CITED A SIGNIFICANT NUMBER WHEN THERE WAS ABSENCE OF HOT
24 WATER BECAUSE YOU HAVE TO BE ABLE TO WASH AND ET CETERA WHEN
25 YOU'RE HANDLING PRODUCE, SO WE CLOSED A BUNCH OF THEM DOWN



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1 THAT ACCESS A COMMON BATHROOM. WE'VE CLOSED A BUNCH OF THEM
2 FOR RODENTS AND WE'VE CLOSED A BUNCH OF THEM FOR LACK OF A
3 PUBLIC HEALTH LICENSE AND WE'VE CLOSED SOME OF THEM BECAUSE
4 THEY DIDN'T HAVE A DUMPSTER. SO WE HAVEN'T HESITATED. I MEAN,
5 THIS SHOULD HAVE HAPPENED BEFORE BUT, SINCE THIS HAS COME TO
6 OUR ATTENTION, WE HAVE BEEN PROACTIVE, WE HAVE TAKEN OWNERSHIP
7 OF IT.

8

9 **SUP. KNABE:** IF THE RESTROOM DOESN'T HAVE HOT WATER AND IT'S A
10 COMMON RESTROOM FOR A LOT OF PEOPLE, YOU SHUT DOWN THE WHOLE
11 FACILITY, IS THAT NOT CORRECT? I MEAN, ALL OF IT.

12

13 **DR. JONATHAN FIELDING:** WE SHUT DOWN ALL THE ONES WHO USE THAT
14 FACILITY, ABSOLUTELY.

15

16 **SUP. KNABE:** BUT, I MEAN, IF IT'S A COMMON BATHROOM FOR THAT
17 PARTICULAR BUILDING OR LOCATION AND THERE'S 22 VENDORS IN
18 THERE, YOU HAVE TO SHUT DOWN THE BUILDING AND THE 22 VENDORS,
19 IS THAT CORRECT?

20

21 **DR. JONATHAN FIELDING:** THAT IS CORRECT.

22

23 **SUP. KNABE:** DO YOU DO THAT?

24

25 **DR. JONATHAN FIELDING:** THAT'S CORRECT.



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1

2 **TERRANCE POWELL:** WE ACTUALLY DID THAT AND HOT WATER WAS
3 RESTORED, NEW WATER HEATER PUT IN, ADDITIONAL BACKUP WATER
4 HEATER WAS PUT IN AND, WHEN THEY COMPLIED, WE REOPENED IT, BUT
5 WE DID EXACTLY THAT.

6

7 **SUP. ANTONOVICH:** HOW LONG DID IT TAKE FOR THEM TO DO THAT?

8

9 **TERRANCE POWELL:** A DAY.

10

11 **SUP. ANTONOVICH:** AND HOW LONG HAD IT BEEN GOING WITHOUT HOT
12 WATER?

13

14 **TERRANCE POWELL:** WHEN WE FIRST FOUND OUT ABOUT IT, WAS ONE
15 DAY.

16

17 **SUP. ANTONOVICH:** BUT HOW DID YOU FIND OUT ABOUT IT?

18

19 **TERRANCE POWELL:** WE CHECK IT ON INSPECTION. ON OUR
20 INSPECTIONS, WE CHECK THE HOT WATER. THAT'S ONE OF THE THINGS
21 THEY SHOULD BE CHECKING.

22

23 **DR. JONATHAN FIELDING:** BUT, APPARENTLY, TO YOUR POINT,
24 SUPERVISOR, THIS HAD BEEN AN ISSUE FOR SOME TIME OFF AND ON.

25



**The Meeting Transcript of
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1 **SUP. ANTONOVICH:** BUT THE QUESTION IS, WHEN THE INSPECTOR IS
2 TELLING THE VENDORS THAT THEY HAVE TO START CLEANING UP
3 BECAUSE THE TELEVISION CAMERAS ARE COMING, HE'S BASICALLY
4 DOING WHAT HE HAS SUPPOSED TO HAVE BEEN DOING AND BEING PAID
5 TO HAVE BEEN DOING AND I THINK YOU-- AGAIN, YOU HAVE TO
6 INVESTIGATE THE TIMELINE OF THE ACTIONS OF THOSE WHO WERE ON
7 THE GROUND RESPONSIBLE FOR CARRYING OUT THE HEALTH RULES AND
8 REGULATIONS AND ALSO COUNTY COUNSEL TO ASSIST IF THERE'S ANY
9 LEGAL ACTIONS WITH THE CITY-- TO JOIN WITH THE CITY IF THEY
10 NEED ADDITIONAL ASSISTANCE BECAUSE THIS DIDN'T HAPPEN
11 OVERNIGHT. IT'S BEEN THERE FOR A LONG TIME. AND THERE'S A
12 NEGLECT THAT DIDN'T OCCUR AT OTHER FACILITIES WHERE THE HEALTH
13 RULES AND REGULATIONS WERE BEING ENFORCED. SO IT WAS SELECTIVE
14 ENFORCEMENT AND THE QUESTION YOU HAVE TO FIND OUT IS WHY WAS
15 THERE SELECTIVE ENFORCEMENT? AND TAKE ACTION AND HOLD THOSE
16 RESPONSIBLE.

17
18 **DR. JONATHAN FIELDING:** WE WILL.

19
20 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. WE HAVE A MOTION BEFORE US.

21
22 **SUP. ANTONOVICH:** MOVE THE MOTION.



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. YAROSLAVSKY, CHAIRMAN:** WE HAVE ONE PERSON WHO WANTED TO
2 BE HEARD FROM THE PUBLIC. ARNOLD SACHS. IS HE HERE? WHY DON'T
3 YOU MAKE ROOM FOR HIM. ALL RIGHT. YOU'RE ON, MR. SACHS.

4

5 **ARNOLD SACHS:** GOOD MORNING, SUPERVISORS, THANK YOU VERY MUCH.
6 REALLY QUICKLY, JUST LISTENING TO THIS, I HAD NO IDEA THAT
7 THIS WAS GOING TO HAPPEN BUT I THINK YOU HAVE TWO THINGS. YOU
8 HAVE INFRASTRUCTURE VERSUS INTESTINAL VIOLATIONS. WE'RE
9 TALKING ABOUT THE WATER HEATER. THAT WASN'T UP TO THE VENDORS
10 TO MAKE THAT REPAIR. THAT WOULD HAVE BEEN UP TO THE BUILDING
11 OWNER TO MAKE THAT REPAIR, I WOULD ASSUME. SO, IF THE BUILDING
12 OWNER HAS TO MAKE THOSE REPAIRS, WHY ISN'T BUILDING AND SAFETY
13 INVOLVED IN THE INSPECTIONS? ALSO, RECENTLY IN TORRANCE, THERE
14 WAS A HOTEL THAT WAS CLOSED DOWN AND THE ARTICLE STATED THAT
15 THERE WAS, LIKE, SIX OR SEVEN CITY AGENCIES THAT WENT TO THE
16 HOTEL TO RUN AN INSPECTION, WIRING, THE WHOLE NINE YARDS AND
17 THEY CLOSED IT DOWN IMMEDIATELY FOR MULTIPLE VIOLATIONS AND
18 THE OWNER EVIDENTLY SPENT \$100,000 IN A COUPLE DAYS TO GET THE
19 HOTEL REOPENED. SO, AGAIN, WHY AREN'T MULTIPLE AGENCIES
20 INVOLVED IN THESE INSPECTIONS? IF THE HEALTH DEPARTMENT SEES
21 AN INSPECTION THAT'S OUTSIDE OF THEIR-- OR A DEFICIENCY THAT'S
22 OUTSIDE OF THEIR REALM, WHY AREN'T THEY NOTIFYING THE PROPER
23 DEPARTMENTS TO COME AND INSPECT IT? IF THEY WANT TO A
24 RESTAURANT THAT WAS SPOTLESSLY CLEAN AND THEY GAVE IT AN "A"
25 BUT THERE WAS A HUGE HOLE IN THE ROOF, WOULD THEY SAY, "YOU



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1 CAN STAY OPEN, EVEN THOUGH YOU HAVE A HUGE HOLE IN THE ROOF"?
2 NO. YOU HAVE TO ANSWER THAT QUESTION. IT'S A COORDINATION
3 BETWEEN THE AGENCIES. AND THIS IS NOT SOMETHING NEW. I BELIEVE
4 THE 7TH STREET MARKET IS QUITE OLD. SO THESE VIOLATIONS-- WHAT
5 WOULD HAVE HAPPENED IF NBC HADN'T DONE THE INVESTIGATIVE
6 REPORTING? VIOLATIONS WOULD STILL BE CONTINUING. THANK YOU.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THANK YOU VERY MUCH. WE HAVE
9 A MOTION BEFORE US.

10

11 **SUP. ANTONOVICH:** ALSO THE ADDITIONAL INFORMATION RELATIVE TO
12 THE ACTIONS THAT WERE TAKEN BY THE ON GROUND INSPECTORS AND
13 COUNTY COUNSEL, IF THEY CAN ASSIST THE CITY BUILDING ON TAKING
14 ACTION.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. WITH THAT UNDERSTANDING, MR.
17 ANTONOVICH MOVES, I'LL SECOND. UNANIMOUS VOTE.

18

19 **SUP. ANTONOVICH:** ITEM NUMBER 21.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** WHICH ONE IS THAT?

22

23 **SUP. ANTONOVICH:** THAT'S THE TITLE 4-E WAIVER.

24

25 **SUP. YAROSLAVSKY, CHAIRMAN:** YES.



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1
2 **SUP. ANTONOVICH:** ON MARCH 31ST, CALIFORNIA ACCEPTED THE U.S.
3 DEPARTMENT OF HEALTH AND HUMAN SERVICES OFFERED TO TEST THE
4 FLEXIBLE TITLE 4-E FOSTER CARE FUNDING STRATEGY FOCUSING ON
5 PREVENTION AND INTERVENTION INNOVATIONS TO KEEP CHILDREN
6 SAFELY IN THEIR HOMES. THE FIVE-YEAR TITLE FOUR WAIVER CAPPED
7 ALLOCATION DEMONSTRATION PROJECT FURTHER ALLOWS FOR THE
8 DEVELOPMENT AND EXPANSION OF INNOVATIVE SERVICE DELIVERY
9 STRATEGIES TO ACCELERATE IMPROVED OUTCOMES FOR BOTH DEPENDENT
10 AND DELINQUENT CHILDREN AND YOUTH. IN 2006, BASED ON FEDERAL
11 FUNDING GUIDELINES, LOS ANGELES COUNTY INITIALLY ESTIMATED
12 REINVESTIBLE SAVINGS OF \$369 MILLION IN THE FIRST YEAR OF THE
13 WAIVER. BASED IN PART ON THE STATE FUNDING GUIDELINES PROPOSED
14 SO FAR, THE COUNTY'S ESTIMATE FOR REINVESTIBLE 4(E) SAVINGS
15 HAS DWINDLED TO \$74 MILLION FOR THE ENTIRE FIVE-YEAR WAIVER.
16 TO DATE, THE COUNTY CONTINUES TO NEGOTIATE WITH THE STATE
17 BECAUSE THE PROPOSED FUNDING GUIDELINES ARE RESTRICTIVE, MORE
18 RESTRICTIVE THAN THE FEDERAL GUIDELINES. SUBMISSION OF A
19 COUNTY PLAN WITHOUT KNOWING THE STATE FINANCIAL COMMITMENT TO
20 THE PROJECT WILL RESULT IN THE COUNTY'S OVERESTIMATION OF
21 SERVICE PROGRAMS AS PART OF THE WAIVER IMPACTING OUR COUNTY'S
22 FINANCIAL STABILITY. SO I WOULD MOVE THAT THE BOARD DIRECT THE
23 C.A.O. TO PREPARE THE FIVE SIGNATURE LETTER TO GOVERNOR
24 SCHWARZENEGGER REQUESTING A STATE METHODOLOGY FOR CAP TITLE 4(E)
25 FUNDING THAT MIRRORS THE FEDERAL GUIDELINES SUPPORTING LOS



**The Meeting Transcript of
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1 ANGELES COUNTY'S GOAL OF ACCELERATED OUTCOME IMPROVEMENTS FOR
2 CHILDREN AND FAMILIES, WITH A REPORT BACK IN 30 DAYS ON THE
3 PROGRESS OF FINALIZING A TITLE 4-E WAIVER M.O.U. BETWEEN THE
4 STATE AND THE COUNTY. AS I MENTIONED, WE TALKED WITH THE
5 GOVERNOR'S OFFICE LAST WEEK AND ALSO SENATOR JOHN BURTON, WHO
6 WAS THE FORMER MAJORITY LEADER OF THE SENATE, WHO IS
7 INDICATING HE'S GOING TO HELP US AS WELL TO TRY AND GET THE
8 STATE TO UNDERSTAND THAT WE HAD A COMMITMENT. A LOT OF THIS
9 MONEY'S GOING FOR GETTING PERMANENT HOMES FOR THE OLDER FOSTER
10 CHILDREN WHO, MANY TIMES, AREN'T ADOPTED, EMANCIPATED 18 AND
11 END UP IN A LIFE OF HADES. SO IT'S IMPORTANT THAT THE GOVERNOR
12 REALIZE THAT THERE WAS A COMMITMENT MADE AND THESE FUNDS HAVE
13 A DIRECT IMPACT IN OUR ABILITY TO CARE FOR FOSTER YOUTH.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. WHAT I WANT TO TRY TO
16 UNDERSTAND IS THE DEPARTMENT HAS ASKED THAT THIS BE PUT OVER
17 FOR A WEEK.

18

19 **CLERK SACHI HAMAI:** NO, THIS ITEM TO BE REFERRED BACK.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** REFERRED BACK. OKAY. MR. FORTNER,
22 CAN WE APPROVE, IF WE WERE SO INCLINED, MR. ANTONOVICH'S
23 AMENDMENT WITHOUT APPROVING THE ITEM AS A WHOLE?

24

25 **SUP. ANTONOVICH:** REQUESTING THE LETTER.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** THE 5-SIGNATURE LETTER REQUEST.

3

4 **RAYMOND G. FORTNER, JR.:** YEAH, MR. CHAIRMAN, IT DOES APPEAR TO
5 ME THAT THESE ITEMS ARE SEPARABLE AND THAT WITHOUT APPROVING
6 THE UNDERLYING ITEM, YOU CAN.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** THEN THAT WILL BE THE WAY WE'LL
9 TRY TO DO IT SO THAT WE CAN TAKE THIS OFF CALENDAR BUT STILL
10 MOVE MR. ANTONOVICH'S 5-SIGNATURE LETTER REQUEST.

11

12 **SUP. MOLINA:** COULD I ASK A QUESTION?

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** MS. MOLINA.

15

16 **SUP. MOLINA:** WHAT IS THE PLAN HERE? THAT'S NOT SURE WHAT I
17 UNDERSTAND. WHAT IS THE PLAN?

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** IS TRISH, TRISH PLOEHN.

20

21 **SUP. KNABE:** CAN I JUST-- MR. CHAIR? ZEV, CAN I JUST ADD
22 SOMETHING WHILE SHE'S COMING UP? I MEAN, I SUPPORT THE
23 RECOMMENDATION OF MIKE'S MOTION BUT I THINK IT'S SOMEWHAT
24 PUTTING SOME THINGS AHEAD OF THE CURVE. THERE IS A CONFERENCE
25 CALL THIS FRIDAY WITH THE GOVERNOR'S OFFICE AND VARIOUS STAFF



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1 MEMBERS AND THE DEPARTMENT IN REGARD TO THIS WHOLE WAIVER
2 ISSUE. SO, I MEAN, THIS 5-SIGNATURE LETTER IS FINE BUT WE HAVE
3 BEEN VERY AGGRESSIVE IN WORKING WITH THE GOVERNOR'S OFFICE IN
4 TRYING TO DO THIS ADMINISTRATIVELY WITHOUT, YOU KNOW, RAISING
5 THE CACKLES OF A LOT OF DIFFERENT FOLKS UP THERE. SO I'M NOT
6 SURE HOW THIS LETTER FITS INTO THE STRATEGY.

7

8 **SUP. MOLINA:** WELL AND THAT'S WHY I'M CONCERNED ABOUT IT
9 BECAUSE WHAT WE'RE TRYING TO DO IS A GOOD THING FOR KIDS, IT'S
10 A VERY GOOD THING. AND, ALL OF A SUDDEN, WE'VE GOTTEN THIS
11 BUMP-LUMP FROM THE GOVERNOR'S OFFICE AND I WAS ALSO CONCERNED
12 WHEN IT WAS TAKEN OFF CALENDAR BECAUSE I DIDN'T GET A FULL
13 STRATEGY AS TO WHAT WE WERE DOING. WE NEED TO PURSUE THIS IN A
14 VERY ASSERTIVE WAY AND I DIDN'T GET THE IMPRESSION, NOW, I
15 DON'T KNOW WHAT THE CONFERENCE CALL IS ABOUT.

16

17 **SUP. KNABE:** IT'S ABOUT THIS ISSUE SPECIFICALLY.

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** YEAH, IT'S ABOUT-- THAT'S WHAT I
20 UNDERSTOOD, TOO. I HEARD ABOUT IT.

21

22 **SUP. KNABE:** THIS LETTER IS SEPARATE, IT'S OKAY BUT, YOU KNOW,
23 THINGS, YOU KNOW, WE CAN'T WAIT AROUND FOR THE 5-SIGNATURE
24 LETTER TO GET UP THERE. WE NEED TO KEEP MOVING ON THIS ISSUE
25 AND THE WHOLE WAIVER ISSUE SO...



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1

2 **SUP. MOLINA:** BUT, TRISH, COULD YOU MAYBE INFORM ME. I MEAN, WE
3 NEED TO BE VERY AGGRESSIVE AND I'M NOT SURE-- WHAT IS IT THAT
4 WE'RE GOING TO DISCUSS WITH THE GOVERNOR'S OFFICE?

5

6 **TRISH PLOEHN:** WHAT ORIGINALLY THE MOTION WAS OR THE REQUEST
7 WAS, WAS TO GET YOUR AUTHORITY AND PERMISSION TO SUBMIT THE
8 PLAN TO THE STATE. THE REASON THAT WE HAVE PULLED IT BACK IS
9 BECAUSE LAST WEEK WE GOT WORD FROM THE STATE THAT THEY WERE
10 GOING-- THE ALLOCATION THAT THEY HAD PROVIDED TO US EARLIER,
11 WHICH RESULTED IN ABOUT \$75 MILLION WORTH OF SAVINGS OVER THE
12 FIVE-YEAR PERIOD, THAT THERE WAS GOING TO BE A DISALLOWANCE
13 LEVIED AGAINST US, A FEDERAL DISALLOWANCE THAT WAS GOING TO BE
14 PASSED THROUGH FROM THE STATE TO US. WE DID NOT THINK THAT
15 THAT WAS APPROPRIATE AND SO WE ARE IN NEGOTIATIONS WITH THE
16 STATE OVER THAT DISALLOWANCE. THAT'S KIND OF OPENED THE DOOR
17 FOR FURTHER DISCUSSIONS WITH THE STATE WITH REGARDS TO THINGS
18 LIKE WHY THEIR ALLOCATION COULD NOT MIRROR THAT OF THE FEDERAL
19 GOVERNMENT. ORIGINALLY BACK IN APRIL, YOU GOT A MEMORANDUM
20 FROM OUR OFFICE INDICATING THAT WE BELIEVED OUR SAVINGS WOULD
21 BE IN THE AREA OF AROUND \$369 MILLION. WITH THE CURRENT
22 ALLOCATIONS, WITHOUT THE DISALLOWANCE, WE ARE ONLY LOOKING AT
23 ABOUT \$75 MILLION. WITH THE DISALLOWANCE, POSSIBLY DOWN TO \$55
24 MILLION.

25



**The Meeting Transcript of
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1 **SUP. YAROSLAVSKY, CHAIRMAN:** OVER FIVE YEARS.

2

3 **TRISH PLOEHN:** OVER A FIVE-YEAR PERIOD.

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** SO IT'S BASICALLY DOWN TO NOTHING,
6 ALMOST NOTHING.

7

8 **TRISH PLOEHN:** WELL, IT'S-- 55 MILLION IS STILL PRETTY GOOD BUT
9 WE HAVE MANY THINGS THAT WE WANT TO DO DIFFERENTLY FOR
10 CHILDREN AND FAMILIES AND WE CANNOT DO THAT UNLESS WE HAVE
11 FUNDS TO SEED AGENCIES, TO WORK WITH OUR COMMUNITIES SO THAT
12 THEY CAN BUILD THOSE INFRASTRUCTURES OUT IN THE COMMUNITY TO
13 WORK ON PREVENTION AND REUNIFICATION.

14

15 **SUP. MOLINA:** WHICH WHY I GUESS I DON'T UNDERSTAND WHAT WE'RE
16 DISCUSSING WITH THE GOVERNOR. DID HE NOT SEE THIS? I MEAN, I
17 DON'T HAVE PEOPLE WHO ARE MONITORING WHAT WE'VE BEEN DOING? I
18 MEAN, A DISALLOWANCE SAYS STOP DOING WHAT YOU'RE DOING,
19 BASICALLY WHAT IT SAYS AND THAT'S WHAT'S SO IRONIC ABOUT IT
20 ALL. HERE SOME ARE GOOD THINGS THAT WE'RE DOING, WE'RE BEING
21 CREATIVE, MORE EFFECTIVE, WE'RE BLENDING THESE KINDS OF
22 SERVICES, WE'RE HELPING CHILDREN OUT AND SOMEBODY IN THE
23 GOVERNOR'S OFFICE SAID, "OH, YOU KNOW, WELL, YOU'VE GOT TO
24 DING THEM FOR IT."

25



**The Meeting Transcript of
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1 **TRISH PLOEHN:** WELL, WHAT HAPPENED WAS, THIS WAS BASED ON AN
2 AUDIT THAT CAME FROM 2003 AND THE FEDERAL GOVERNMENT INDICATED
3 TO THE STATE THAT THEY WERE GOING TO PASS THAT DISALLOWANCE
4 ONTO THE STATE. THE STATE INDICATED THAT THEY DID NOT-- THEY
5 WERE NOT WILLING TO ACCEPT THAT DISALLOWANCE AND THAT'S WHERE
6 IT'S BEEN FOR SOME TIME UP UNTIL THIS WAIVER, HAS BASICALLY
7 BROUGHT IT TO A HEAD. SO, AT THAT POINT IN TIME, WHEN THEY
8 WERE GIVING US AN ALLOCATION, THEY FED THAT DISALLOWANCE RIGHT
9 INTO THEIR ALLOCATION.

10

11 **SUP. MOLINA:** AND SO WHO IN THE GOVERNOR'S OFFICE ARE YOU GOING
12 TO BE TALKING TO? OBVIOUSLY, THE GOVERNOR'S NOT GOING TO BE
13 INVOLVED IN THIS CONFERENCE CALL.

14

15 **TRISH PLOEHN:** NO, THESE ARE PEOPLE ON HIS STAFF AND I DO NOT
16 HAVE THEIR EXACT NAMES. BUT THE FACT THAT YOUR BOARD ACTUALLY
17 HAS CONTACTED THE GOVERNOR'S OFFICE AND EXPRESSED CONCERN OVER
18 THIS HAS INDEED ALREADY STARTED SOME MORE POSITIVE
19 CONVERSATIONS COMING FROM THE STATE.

20

21 **SUP. MOLINA:** AND I GUESS THAT'S THE ISSUE I'M ASKING BECAUSE I
22 DON'T KNOW THAT WE'RE BEING AGGRESSIVE. WHEN WE LOOKED AT
23 SUPERVISOR ANTONOVICH'S MOTION, AGAIN, A 5-SIGNATURE LETTER IS
24 THAT BUT IT JUST SEEMS AS THOUGH IT REALLY REQUIRES SOME
25 INTERVENTION AT A HIGHER LEVEL. I MEAN, DOES THE GOVERNOR KNOW



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1 THAT HE'S DOING THIS? IT JUST DOESN'T MAKE SENSE OR IS IT--
2 THAT'S WHAT I'M NOT SURE.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** I THINK THERE'S BEEN SOME PRETTY
5 AGGRESSIVE CONVERSATION ON THE PART OF MR. KNABE AND OTHERS,
6 AND I THINK THAT'S WHERE WHY WE'RE WHERE WE ARE BUT THIS IS A
7 HUGE DEAL BECAUSE THE DIFFERENCE BETWEEN \$375 OVER FIVE YEARS
8 AND \$55 MILLION OVER FIVE YEARS IS A BIG DIFFERENCE.

9

10 **SUP. MOLINA:** BUT WHY ARE WE HAVING A CONFERENCE CALL WITH
11 UNDERLINGS?

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** SO WHAT I WOULD LIKE TO SUGGEST,
14 MIKE, PERHAPS, IS THAT WE INTRODUCE YOUR MOTION TODAY BUT HOLD
15 IT OVER TO NEXT TUESDAY, SEE WHAT HAPPENS WITH THE CONFERENCE
16 CALL AND...

17

18 **SUP. ANTONOVICH:** THAT'S FINE, BECAUSE DISCUSSIONS ARE GOING ON
19 THIS WEEK BUT, AS LONG AS THEY HAVE THE LETTER ON FILE THAT
20 THEY KNOW THAT THERE IS CONCERN AND MR. JANSSEN SHOULD ALSO BE
21 TALKING WITH THE DEPARTMENT OF FINANCE, AS WE'RE USING OUR
22 LEVERAGE WITH THE GOVERNOR'S OFFICE AND MEMBERS OF THE
23 LEGISLATURE BUT IT'S AN ISSUE THAT'S GOING TO HAVE TO GET
24 RESOLVED QUICKLY BECAUSE OUR WHOLE PLAN AND HOW WE DEAL WITH
25 THESE CHILDREN IS BEING IMPACTED. IT'S A LARGE LOSS OF



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1 REVENUES THAT WE HAD ALREADY PROJECTED WITH PROGRAMS TO BE
2 FUNDING. SO THEY'RE IN A CATCH 22 POSITION.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** IT REALLY BRINGS INTO QUESTION THE
5 VALUE OF THE 4-E WAIVER AT THIS POINT. I MEAN, THE ADVANTAGE
6 OF THE 4-E WAIVER IS SIGNIFICANTLY, SUBSTANTIALLY DIMINISHED
7 IF THEY PURSUE WHAT THEY'RE PURSUING.

8

9 **SUP. BURKE:** RIGHT.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** OUR ABILITY TO IMPLEMENT THE 4-E
12 WAIVER THE WAY IT SHOULD BE IMPLEMENTED IS RADICALLY
13 UNDERMINED. BUT I THINK YOU'VE GOT A CONFERENCE CALL, LET'S
14 SEE WHAT TRANSPIRES FRIDAY. WHY DON'T WE JUST HOLD THIS WHOLE
15 ITEM OVER, INCLUDING MR. ANTONOVICH'S AMENDMENT, UNTIL NEXT
16 TUESDAY AND HE CAN GIVE US A REPORT ON THE CONFERENCE CALL.
17 HOW'S THAT?

18

19 **TRISH PLOEHN:** THAT'D BE GREAT.

20

21 **SUP. BURKE:** MR. CHAIRMAN, I THINK IT'S VERY IMPORTANT TO DO IT
22 IN THIS WAY, TO FIRST OF ALL NOT JUST GO DIRECTLY TO THE
23 GOVERNOR BUT THE PEOPLE IN THE GOVERNOR'S OFFICE WHO ARE IN A
24 POSITION TO HAVE THE EXPERTISE AND ADVISE THE GOVERNOR. AT THE
25 SAME TIME, I THINK IT WOULD HELP IF WE COULD GET THE



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1 LEGISLATIVE LEADERS ALSO ON OUR SIDE PUSHING FOR SOME OF THIS.
2 NOW, OAKLAND HAS NOT FILED THEIR APPLICATION. IS THAT WHAT'S
3 HAPPENED?

4

5 **TRISH PLOEHN:** ALAMEDA?

6

7 **SUP. BURKE:** ALAMEDA.

8

9 **TRISH PLOEHN:** THEY ARE ACTUALLY-- THEY'RE PRESENTING-- THIS
10 MORNING, ARE PRESENTING THEIR REQUEST TO THEIR BOARD TO
11 PRESENT THEIR PLAN.

12

13 **SUP. BURKE:** OKAY. WELL, I THINK WE NEED TO-- IF ALAMEDA IS
14 PRESENTING THEIRS, WE NEED TO ALSO ENLIST THE HELP OF BRADA
15 AND ALL OF THE PEOPLE FROM ALAMEDA TO JOIN WITH US SO WE CAN
16 HAVE A DOUBLE WHAMMY ON US.

17

18 **TRISH PLOEHN:** AND ALAMEDA IS GOING TO BE IN THIS CONVERSATION
19 WITH THE GOVERNOR'S OFFICE THIS WEEK, CORRECT.

20

21 **SUP. BURKE:** THEY'LL BE ON THE CONFERENCE CALL.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. ANY OBJECTION TO
24 CONTINUING THIS AND THE AMENDMENT UNTIL TUESDAY, NEXT TUESDAY?
25 IF NOT, THAT WILL BE THE ORDER.



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1

2 **SUP. ANTONOVICH:** BUT IN THE CONFERENCE CALL THAT'S BEING MADE,
3 THAT THE POINT IS MADE THAT THE BOARD IS UNITED IN THIS
4 SUPPORT OF FULL FUNDING.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** YEAH, THERE'S NO QUESTION ABOUT
7 THAT.

8

9 **TRISH PLOEHN:** THANK YOU ALL VERY MUCH.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** THANKS, TRISH.

12

13 **SUP. ANTONOVICH:** THANK YOU, TRISH. ITEM NUMBER 27.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. BAXTER. GOOD MORNING, MR.
16 BAXTER.

17

18 **PETER BAXTER:** GOOD MORNING, SIR. MR. CHAIRMAN, MEMBERS OF YOUR
19 HONORABLE BOARD, MR. JANSSEN, LADIES AND GENTLEMEN, MY NAME IS
20 PETER BAXTER AND I LIVE IN LOS ANGELES. IT IS RESPECTFULLY
21 SUBMITTED THAT A CANDLE BURNING IN A GLASS CONTAINER WHICH IS
22 OPEN AT THE TOP DEMONSTRATES PRECISELY THE PHYSICS AND
23 CHEMISTRY OF THE PROPOSAL TO DENY HOSTILE FIRE OXYGEN. FIRST
24 THERE IS THE LIGHTING OF A CANDLE. IN THAT PROCESS, A FLAME IS
25 APPLIED TO THE WICK OF A CANDLE WHEREUPON THE CANDLE IS



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1 IGNITED AND THE CANDLE'S WICK BURNS. THE BURNING CANDLE DRAWS
2 FRESH AIR INTO THE OPENING OF THE GLASS CONTAINER AT THE TOP
3 OF THE CANDLE. THAT IS THE RESULT OF THE PHYSICAL AND CHEMICAL
4 REACTION WHICH TAKES PLACE AT THE WICK OF THE CANDLE AS IT
5 BURNS. THE WICK, WHICH IS FUEL, COMBINES WITH THE OXYGEN AND
6 THE FRESH AIR TO PRODUCE A PHYSICAL AND CHEMICAL CHANGE IN THE
7 FUEL AND IN THE OXYGEN. THAT CHANGE PRODUCES THE PRODUCTS OF
8 COMBUSTION, THAT IS, HEAT, LIGHT AND SMOKE, EVIDENCE OF
9 COMBUSTION OR FIRE. WE HAVE HEAT, LIGHT AND SMOKE. HOW SHALL
10 WE PUT THE FIRE OUT? FROM EXPERIENCE, WE KNOW THAT PLACING A
11 NONFLAMMABLE PAD OVER THE TOP OF THE GLASS CONTAINER OF THE
12 CANDLE SHALL PUT THE CANDLE OUT WITHIN SECONDS. THAT ACTION
13 PREVENTS FRESH AIR FROM ENTERING THE GLASS CONTAINER. THE ONLY
14 SOURCE OF OXYGEN FOR THE BURNING CANDLE IS WHAT OXYGEN STILL
15 REMAINS IN THE NOW SEALED GLASS CONTAINER. NO FRESH AIR MAY
16 ENTER THE SEALED CONTAINER, THEREFORE NO OXYGEN MAY ENTER THE
17 CONTAINER. NO CHEMICAL AND PHYSICAL REACTION MAY OCCUR BETWEEN
18 THE OXYGEN AND THE FUEL. THE FIRE GOES OUT. ALL OF WHICH IS
19 RESPECTFULLY SUBMITTED AND PLEASE KINDLY NOTE THE CANDLE IDEA
20 WAS CONTRIBUTED BY MISS MERCEDES INVESTIGATOR, WHO SITS TO MY
21 RIGHT. AND I THANK YOU, MR. CHAIRMAN.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, MR. BAXTER. ALL RIGHT.
24 PUBLIC HEARING IS CLOSED. MR. ANTONOVICH MOVES, I'LL SECOND.
25 WITHOUT OBJECTION, UNANIMOUS VOTE ON ITEM 27.



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1

2 **SUP. ANTONOVICH:** ITEM 59.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** 59. DO WE HAVE ANYBODY WHO WISHES
5 TO BE HEARD ON THIS?

6

7 **CLERK SACHI HAMAI:** THESE ARE THE PUBLIC HEARING ITEMS, ITEMS
8 59 AND 60 AND IF I COULD SWEAR IN INDIVIDUALS. ALL THOSE WHO
9 PLAN TO TESTIFY BEFORE THE BOARD PLEASE STAND AND RAISE YOUR
10 RIGHT HAND TO BE SWORN IN. [ADMINISTERING OATH]

11

12 **CLERK SACHI HAMAI:** THANK YOU. YOU MAY BE SEATED. ON ITEM 59,
13 IF I COULD READ THE SHORT TITLE IN FOR THE RECORD, THIS IS THE
14 HEARING ON THE ISSUANCE, SALE AND DELIVERY OF ONE OR MORE
15 SERIES OF SINGLE FAMILY MORTGAGE REVENUE BONDS BY THE SOUTHERN
16 CALIFORNIA HOME FINANCING AUTHORITY IN AN AGGREGATE PRINCIPAL
17 AMOUNT NOT TO EXCEED 800 MILLION OVER A THREE-YEAR PERIOD TO
18 PROVIDE FINANCING FOR THE FIRST-TIME HOME BUYERS PROGRAM.
19 THERE ARE NO WRITTEN PROTESTS-- EXCUSE ME, NO WRITTEN
20 CORRESPONDENCE WAS PRESENTED ON THIS MATTER.

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** WE HAVE ONE PERSON WHO WANTS TO BE
23 HEARD ON THIS. MR. SACHS.

24



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1 **ARNOLD SACHS:** GOOD MORNING, SUPERVISORS. THANK YOU VERY MUCH.
2 I'M NOT SURE IF THIS IS RELATED OR ANYTHING BUT-- AND I DON'T
3 HAVE ALL MY INFORMATION IN FRONT OF ME BUT I WAS CURIOUS,
4 REGARDING THE ISSUANCE OF THESE BONDS, THE PAST SIX MONTHS, I
5 BELIEVE, MTA HAS CONSTRUCTED AN APARTMENT COMPLEX AT THE
6 CORNER OF THE RED LINE ON WESTERN AND WILSHIRE AND ALSO
7 ENTERED INTO AN M.O.U. WITH THE CITY OF EL MONTE TO DEVELOP
8 SOME PROPERTY THERE AND I WAS WONDERING, WITH THE SHORTAGE OF
9 AFFORDABLE HOUSING, IS MTA MAKING ANY AFFORDABLE HOUSING
10 AVAILABLE IN THE BUILDING PROJECTS THAT THEY'RE CONSTRUCTING
11 AT THE RAIL-- AT THE RAIL CENTERS THAT THEY OWN OR OCCUPY?
12 AND, ADDITIONALLY, THERE'S SOME INFORMATION WITH THE L.A.
13 D.O.T. HAVING THE ABILITY TO CONSTRUCT AT THEIR STOPS ALONG
14 THE TRANSIT LINES THAT THEY OVERSEE. IS ANYTHING BEING DONE TO
15 ACCOMMODATE ANY AFFORDABLE HOUSING AT THESE AREAS? AND I WAS
16 WONDERING IF THESE BONDS THAT ARE GOING TO BE ISSUED WOULD
17 ALLOW FIRST-TIME BUYERS OR LOW INCOME FAMILIES TO ENTER INTO
18 LEASING OR BUYING AT THOSE LOCATIONS AND IF THAT'S BEEN LOOKED
19 INTO. THANK YOU VERY MUCH.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. THE ANSWER TO ALL YOUR
22 QUESTIONS IS "YES". ALL RIGHT. WE HAVE THE ITEM BEFORE US. MR.
23 ANTONOVICH MOVES, MS. BURKE SECONDS. WITHOUT OBJECTION,
24 UNANIMOUS VOTE ON ITEM 59.

25



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1 **SUP. ANTONOVICH:** ITEM 14.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** ITEM 60, SAME ISSUE.

4

5 **CLERK SACHI HAMAI:** AND IF I COULD READ THE SHORT TITLE IN FOR
6 THE RECORD.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** I'M SORRY. DID WE HAVE SOMEONE WHO
9 WANTED TO BE HEARD ON THAT?

10

11 **CLERK SACHI HAMAI:** ON ITEM 60, YES.

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** WHO IS IT? NOBODY. ALL RIGHT.
14 PUBLIC HEARING IS CLOSED. MR. ANTONOVICH, YOU NEED TO READ THE
15 ITEM INTO THE RECORD, RIGHT? HANG ON A SECOND, MIKE.

16

17 **CLERK SACHI HAMAI:** ON ITEM 60, CAN I JUST READ THE SHORT TITLE
18 INTO THE RECORD?

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** YES, GO AHEAD.

21

22 **CLERK SACHI HAMAI:** THIS IS THE HEARING TO CONDITIONALLY
23 VACATE, WITH RESERVATIONS, A PORTION OF ROSEBERRY AVENUE, A
24 PORTION OF THE ALLEY EAST COTTAGE STREET AND AN ALLEY EAST OF



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1 ALAMEDA STREET IN THE UNINCORPORATED AREA OF WALNUT PARK. NO
2 WRITTEN CORRESPONDENCE WAS PRESENTED ON THIS MATTER.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. MOLINA MOVES, MR. ANTONOVICH
5 SECONDS-- I'M SORRY. YOU NEEDED TO SPEAK ON THIS?

6

7 **JOSE SUAREZ:** NO. I WAS JUST HERE IN CASE THERE WERE ANY
8 QUESTIONS.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** THERE IS NOBODY IN THE PUBLIC WHO
11 WANTS TO BE HEARD, SO THE THE PUBLIC HEARING IS CLOSED. ANY
12 DISCUSSION BY THE BOARD? IF NOT, MS. MOLINA MOVES, MR.
13 ANTONOVICH SECONDS. WITHOUT OBJECTION, UNANIMOUS VOTE ON ITEM
14 60. THANK YOU.

15

16 **SUP. ANTONOVICH:** ITEM 15.

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. ITEM 14, LIVING WAGE.

19

20 **SUP. ANTONOVICH:** MR. JANSSEN, YOUR REPORT OF FEBRUARY 6TH
21 STATED THAT THE LIVING WAGE RESULTED IN APPROXIMATELY \$143
22 MILLION IN INCREASED CONTRACTING COSTS OVER THE LAST SEVEN
23 YEARS. SINCE ONE OF THE GOALS IN THE LIVING WAGE IS REDUCE THE
24 COST OF SOCIAL AND HEALTH SERVICES IN THE COUNTY, HOW HAVE
25 THOSE COSTS BEEN REDUCED AND BY HOW MUCH?



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1

2 **C.A.O. JANSSEN:** THANK YOU, MR. CHAIR, SUPERVISOR. FIRST OF
3 ALL, LET ME NOTE THAT THE \$142 MILLION IS A CUMULATIVE FIGURE.
4 IT DOES NOT EXPLAIN WHAT OUR ESTIMATED COST HAS BEEN ON AN
5 ANNUAL BASIS AND AN ANNUAL FIGURE IS REALLY A BETTER TERM TO
6 USE. AND THE ANNUAL FIGURE WE THINK IS IN THE NEIGHBORHOOD OF
7 22 MILLION ABOVE MINIMUM WAGE. THAT ALSO IS AN ESTIMATE BUT IT
8 IS A REASONABLY SOLID ESTIMATE. WE ALSO INDICATE THAT IT IS
9 DIFFICULT, IF NOT IMPOSSIBLE, TO EVALUATE THE SAVINGS ON THE
10 HEALTH SIDE AND THAT REALLY IS WHAT THE COUNTY CAN ARGUE FOR A
11 LIVING WAGE THAT THE CITY CAN'T. WE HAVE A HEALTH SIDE THAT
12 WE'RE RESPONSIBLE FOR AND, IDEALLY, IF PEOPLE ARE PROVIDING
13 HEALTH INSURANCE, THAT IS GOING TO SAVE US MONEY ON THE HEALTH
14 SIDE. WE CAN'T CALCULATE WHAT THOSE SAVINGS ARE.

15

16 **SUP. KNABE:** CAN WE EVALUATE WHETHER OR NOT THE NUMBER OF
17 EMERGENCY ROOM VISITS HAVE GONE DOWN?

18

19 **C.A.O. JANSSEN:** YOU COULD-- THERE'D BE NO WAY TO TRACK THE
20 REASON. I MEAN, THAT'S THE PROBLEM, SUPERVISOR, IS THERE'S
21 SIMPLY NO WAY TO ASSOCIATE AN INCREASE OR DECREASE IN THE
22 EMERGENCY ROOM WITH AN INDIVIDUAL ASSOCIATED WITH A LIVING
23 WAGE CONTRACT.

24



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1 **SUP. ANTONOVICH:** HOW DO WE KNOW THEN THE LIVING WAGE HAS
2 ACCOMPLISHED ITS GOAL?

3

4 **C.A.O. JANSSEN:** IN TERMS OF THE HEALTH SIDE OF IT, WE DON'T.
5 WE DON'T KNOW. IT'S COMMON SENSE BUT WE CAN'T DOCUMENT IT.

6

7 **SUP. ANTONOVICH:** NOT NECESSARILY COMMON SENSE BECAUSE THEY MAY
8 HAVE OTHER FORMS OF HEALTH INSURANCE.

9

10 **C.A.O. JANSSEN:** WELL...

11

12 **SUP. ANTONOVICH:** YOU'RE TAKING-- YOU'RE MAKING A JUDGMENT
13 RELATIVE TO AN INDIVIDUAL'S SALARY AND THAT INDIVIDUAL COULD
14 BE A PART-TIME STUDENT, PART-TIME WORKER, COULD BE A RETIRED
15 WORKER WORKING IN THAT TYPE OF ENTRY LEVEL POSITION, SO YOU'RE
16 MAKING AN ASSUMPTION INTO A FACT.

17

18 **C.A.O. JANSSEN:** THE ASSUMPTION I THINK IS SIMPLY THAT-- AND
19 THE STATE'S GOING TO BE DEALING WITH THIS ON A STATEWIDE BASIS
20 AS WE MOVE INTO HEALTHCARE REFORM, HOW DO YOU EVALUATE THAT,
21 WHO PAYS INSURANCE AND HOW DO YOU KNOW IT'S REALLY COVERING
22 ANYTHING? ALL I CAN SAY IS WE CANNOT DIRECTLY MEASURE IT HERE.

23



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1 **SUP. ANTONOVICH:** HOW MANY EMPLOYEES OPT TO TAKE THE LOWER WAGE
2 IN FAVOR OF RECEIVING HEALTH BENEFITS MANDATED BY THE LIVING
3 WAGE?

4

5 **C.A.O. JANSSEN:** LET ME SEE IF WE KNOW THAT.

6

7 **MARTIN ZIMMERMAN:** GOOD MORNING, SUPERVISOR.

8

9 **SUP. ANTONOVICH:** HOW MANY EMPLOYEES OPT TO TAKE THE LOWER WAGE
10 IN FAVOR OF RECEIVING HEALTH BENEFITS?

11

12 **MARTIN ZIMMERMAN:** YOU KNOW, OFF THE TOP OF MY HEAD, I BELIEVE
13 THE PERCENTAGE OF EMPLOYERS UNDER THE LIVING WAGE PROGRAM THAT
14 PROVIDE HEALTH BENEFITS AND PAID THE LOWER WAGE IS SOMEWHERE
15 IN THE RANGE ABOUT 40%, SO YOU HAVE PROBABLY ABOUT 40% OF THE
16 CONTRACTORS PROVIDING HEALTH BENEFITS TO THEIR EMPLOYEES. NOW,
17 THE PERCENTAGE OF EMPLOYEES WHO RECEIVE THE HIGHER WAGE AND DO
18 NOT GET BENEFITS THROUGH THEIR EMPLOYER, THAT WE'RE NOT ABLE
19 TO ESTIMATE. HOW MANY OF THEM MAY PURCHASE HEALTH INSURANCE ON
20 THEIR OWN BUT I WOULD THINK A CERTAIN AMOUNT OF THEM MIGHT DO
21 THAT.

22

23 **SUP. ANTONOVICH:** SO HOW MANY OF THEM OPT TO TAKE THE LOWER
24 WAGE IN FAVOR OF RECEIVING THE HEALTH BENEFITS?

25



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1 **MARTIN ZIMMERMAN:** IT'S NOT A EMPLOYEE OPTION. GENERALLY, THE
2 EMPLOYEE EITHER PROVIDES HEALTH BENEFITS TO THE EMPLOYEE OR
3 NOT AND I THINK IT'S SOMEWHERE IN THE RANGE OF ABOUT 40% OF
4 THE EMPLOYERS THAT DO THAT.

5

6 **SUP. ANTONOVICH:** THEN WHAT WOULD IT TAKE FOR THE C.A.O. TO
7 DEVELOP A TRACKING MECHANISM TO DETERMINE EXACTLY HOW MUCH IS
8 SAVED ON HEALTH SERVICES DUE TO THIS PROPOSED REQUIREMENT?

9

10 **MARTIN ZIMMERMAN:** GIVEN, YOU KNOW, PRIVACY ISSUES, I DON'T
11 KNOW THAT WE EVER CAN DEVELOP ANY SYSTEM TO DIRECTLY TRACK A
12 EMPLOYEE TO, YOU KNOW, WHETHER THEY'RE USING OUR HEALTH SYSTEM
13 OR NOT.

14

15 **SUP. ANTONOVICH:** THE REPORT PRESENTED TO US INDICATES THAT THE
16 COST IS GOING TO INCREASE BY \$16 MILLION. NOW, IS EACH
17 DEPARTMENT GOING TO ABSORB THOSE COSTS OR IS THERE GOING TO BE
18 AN INCREASE IN THEIR BUDGETS TO PAY FOR IT?

19

20 **MARTIN ZIMMERMAN:** WE WOULD EXPECT DEPARTMENTS TO ABSORB THAT
21 COST. THAT COST IS GOING TO BE SOMETHING SPREAD OUT OVER
22 SEVERAL YEARS BECAUSE NOT ALL THOSE COSTS WILL BE BORN IN ONE
23 YEAR. IT'S AS CONTRACTS COME UP FOR RENEWAL OR EXTENSION THAT
24 THOSE COSTS WILL BE BORN.

25



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1 **SUP. ANTONOVICH:** SO COMING FROM THEIR EXISTING BUDGETS?

2

3 **MARTIN ZIMMERMAN:** RIGHT.

4

5 **SUP. ANTONOVICH:** CAN THE COST OF THE INCREASE BE PASSED ONTO
6 THE STATE OR FEDERAL GOVERNMENT WHEN THE CONTRACT SERVICES ARE
7 RELATED TO THOSE GRANT SERVICES?

8

9 **MARTIN ZIMMERMAN:** FOR THOSE SUBVINE CONTRACTS, YES, THE COSTS
10 WILL BE PASSED ON.

11

12 **SUP. ANTONOVICH:** COMPANIES BIDDING ON LIVING WAGE CONTRACTS
13 THAT ARE AFFECTED MOST ARE THOSE WHO NARROWLY MISS QUALIFYING
14 FOR THE SMALL BUSINESS EXEMPTION AS THE SMALLER SERVICE
15 COMPANIES OR SMALLEST COMPANIES ARE LIKELY NOT TO SEEK COUNTY
16 CONTRACTS IN THE FUTURE, WHICH IS GOING TO DISCRIMINATE
17 AGAINST THOSE START-UP COMPANIES, MINORITY OPERATED COMPANIES.
18 YOU'RE GOING TO THEN BE LIMITED TO THE LARGER BUSINESSES
19 BECAUSE THERE'LL BE REDUCED COMPETITION AND WHAT EFFECT WILL
20 REDUCED COMPETITION HAVE ON OUR ABILITY TO ATTRACT QUALITY
21 VENDORS TO BID ON THESE FUTURE CONTRACTS?

22

23 **MARTIN ZIMMERMAN:** THE LIVING WAGE ORDINANCE DOES DEFINE WHAT
24 IS A SMALL BUSINESS FOR THE PURPOSES OF THE ORDINANCE AND IT'S
25 GEARED AT A PLACE WHERE WE FELT THAT, YOU KNOW, BUSINESSES



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1 UNDER THAT AMOUNT COULD NOT PERHAPS BEAR THESE INCREASED COSTS
2 BUT THAT BUSINESSES LARGER THAN WHAT WE DEFINE AS A SMALL
3 BUSINESS SHOULD BE ABLE TO HANDLE IT.

4

5 **SUP. ANTONOVICH:** I'LL JUST SAY, MY OPPOSITION TO THIS, THIS IS
6 A VERY EXPENSIVE COST IN SOCIAL ENGINEERING WHICH IS GOING TO
7 HAVE A DIRECT IMPACT ON MINORITY START-UP BUSINESSES THAT ARE
8 TRYING TO GET THEIR FOOT IN THE DOOR, START THEIR BUSINESS AND
9 BECOME PRODUCTIVE. SO I WOULD BE OPPOSED TO THIS ISSUE, MR.
10 CHAIRMAN.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. IS THERE ANY OTHER
13 DISCUSSION?

14

15 **SUP. KNABE:** THE ONLY THING I WOULD ADD IS SOMEHOW WE NEED TO,
16 YOU KNOW, I MEAN, JUST INSTEAD OF SAYING IT'S THIS ADDITIONAL
17 COST, I MEAN, THE THEORY BEHIND ALL OF THIS IS TO REDUCE THE
18 NUMBER OF VISITS, EITHER TO HOSPITALS OR CLINICS, YOU KNOW, OF
19 THE UNINSURED. AND, YOU KNOW, WHATEVER TRACKING OR HOWEVER WE
20 VALIDATE THIS PROCESS, SOMETHING HAS TO BE DONE TO JUST
21 OFFSET. OTHERWISE, WE JUST HAVE AN ESCALATING COST. I MEAN,
22 THAT'S MONEY YOU COULD PUT BACK INTO HEALTH SERVICES. I MEAN
23 IF YOU HAVE A 20-MILLION-DOLLAR ADDITIONAL COST OR 16, THAT'S
24 MONEY YOU COULD JUST PUT DIRECTLY BACK INTO HEALTH SERVICES



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1 INSTEAD OF, YOU KNOW, GIVING THAT TO SOMEONE OR THE ADDITIONAL
2 COST FOR US AND THE PEOPLE USE OUR FACILITIES ANYWAY.

3

4 **MARTIN ZIMMERMAN:** WE CAN DEFINITELY TRACK FOR YOU THE NUMBER
5 OF PROP "A" LIVING WAGE CONTRACTORS THAT OPT TO PROVIDE HEALTH
6 BENEFITS FOR THEIR EMPLOYEES UNDER THIS PROGRAM, BUT I THINK
7 WHAT WE ALSO MIGHT BE ABLE TO DO, AND I'LL CHECK WITH
8 AFFIRMATIVE ACTION ON THIS BECAUSE THEY'RE THE ONES THAT
9 MONITOR LIVING WAGE CONTRACTS, IS TO DO SURVEYS OF EMPLOYEES
10 OF PROP "A" CONTRACTORS TO SEE WHICH OF THOSE WHO GET THE
11 HIGHER WAGE GO AND OUT BUY INSURANCE WITH THEIR INCREASED
12 SALARY.

13

14 **SUP. KNABE:** BUT YOU COULD ALSO ASK THE CLINICS AS WELL TO DO
15 SURVEYS.

16

17 **MARTIN ZIMMERMAN:** MM HM. SURE.

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. MS. BURKE MOVES, I'LL
20 SECOND. WITH ONE OBJECTION, MR. ANTONOVICH VOTING "NO", THIS
21 WILL BE APPROVED, BOTH ITEMS 14 AND 56. THEY'RE RELATED.

22

23 **SUP. ANTONOVICH:** THANK YOU, MR. CHAIRMAN.

24



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT, MR. ANTONOVICH. IS THAT
2 IT? THAT'S IT? MS. MOLINA.

3

4 **SUP. MOLINA:** I DON'T HAVE ANY ITEMS THAT I'VE HELD.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** DO YOU HAVE ANY ADJOURNING...

7

8 **SUP. MOLINA:** ANY ADJOURNMENTS, NO.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. MS. BURKE. AND LET'S
11 HOLD THE SUNSHINE CANYON UNTIL WE'RE DONE WITH THE ADJOURNING
12 MOTIONS AND THE INTRODUCTION OF MOTIONS IF WE CAN SO WE'LL
13 COME BACK, IF THAT'S WHAT YOU WERE GOING TO DO, WE'LL COME
14 BACK TO IT. GO AHEAD, MS. BURKE.

15

16 **SUP. BURKE:** I MOVE THAT WHEN WE ADJOURN TODAY, WE ADJOURN IN
17 THE MEMORY OF CAROL HAMILTON-TILLMAN, A LONG-TIME RESIDENT OF
18 COMPTON WHO PASSED AWAY RECENTLY AFTER LOSING HER BATTLE WITH
19 BREAST CANCER AT THE AGE OF 42. SHE ATTENDED EL SEGUNDO
20 ELEMENTARY SCHOOL, VANGUARD JUNIOR HIGH AND CENTENNIAL HIGH
21 SCHOOL. SHE LEAVES TO CHERISH HER MEMORY HER HUSBAND, RICHARD
22 TILLMAN, AND HER MOTHER, VIVIAN HAMILTON. AND BARBARA MCNAIR,
23 WHO PASSED AWAY OF CANCER ON SUNDAY AT HER HOME. IN THE '60S
24 IN '70S, SHE WAS CONSIDERED ONE OF THE 10 MOST BEAUTIFUL
25 PEOPLE IN THE WORLD. SHE WAS A BROADWAY ACTRESS, NIGHT CLUB



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1 SINGER WHO STARRED OPPOSITE SIDNEY PORTIER AND ROCK HUDSON.
2 SHE WAS CONSIDERED THE FIRST AFRICAN-AMERICAN WOMAN TO HOST A
3 TELEVISION MUSICAL VARIETY SHOW, THE BARBARA MCNAIR SHOW, IN
4 1969. IN RECENT YEARS, SHE PLAYED NIGHTCLUBS AND HAD A
5 RECURRING ROLE ON THE SOAP OPERA, "GENERAL HOSPITAL." IN 2005,
6 SHE OPENED FOR COMEDIAN BOB NEWHART AT APPEARANCES IN
7 PHILADELPHIA AND NEW JERSEY. I HAD-- I ATTENDED U.C.L.A. WITH
8 HER AND I UNDERSTAND THAT SHE WAS THERE FOR A YEAR BUT SHE
9 WAS-- EVEN AFTER SHE LEFT U.C.L.A., SHE WAS VERY INVOLVED WITH
10 ALL OF THE FRIENDS WHO SHE MADE DURING HER STAY THERE AT
11 U.C.L.A. SHE IS SURVIVED BY HER HUSBAND, CHARLES, HER SISTER,
12 JACQUELINE AND A HOST OF NIECES AND NEPHEWS.

13

14 **SUP. KNABE:** I'D LIKE TO JOIN IN THAT AS WELL.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL MEMBERS.

17

18 **SUP. BURKE:** AND LEO T. MCCARTHY, FORMER LIEUTENANT GOVERNOR OF
19 CALIFORNIA AND ASSEMBLY SPEAKER AND A DURABLE FIGURE IN
20 DEMOCRATIC PARTY POLITICS FOR MORE THAN A GENERATION PASSED
21 AWAY ON MONDAY AT HIS HOME AFTER A LONG ILLNESS AT THE AGE OF
22 76. HE IS SURVIVED BY HIS WIFE OF 51 YEARS, JACQUELINE BURKE
23 MCCARTHY AND TWO DAUGHTERS, SHARON MCCARTHY ALLEN AND CONAN
24 MCCARTHY CRAIGY, TWO SONS, ADAM AND NEIL, AND 11
25 GRANDCHILDREN, AND I DID HAVE THE OPPORTUNITY TO SERVE WITH



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1 HIM OVER A PERIOD OF YEARS AND THEN WHEN HE WAS PRO TEM, HE
2 SERVED AS PRO TEM, HE WAS-- WENT THROUGH A LOT OF INTERESTING
3 CAMPAIGNS AND ULTIMATELY, OF COURSE, AS LIEUTENANT GOVERNOR.
4 BUT HE WAS A VERY, VERY ACTIVE FORCE IN TERMS OF THE
5 LEGISLATURE AND MANY PROGRAMS, AS WELL AS REPRESENTING HIS
6 COMMUNITY OF SAN FRANCISCO VERY WELL. HE CERTAINLY WILL BE
7 MISSED.

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL MEMBERS. ALL MEMBERS. HE WAS A
10 GREAT PUBLIC SERVANT FOR MANY YEARS IN CALIFORNIA. MADE A BIG
11 DIFFERENCE IN SACRAMENTO AND TO THE STATE AS A WHOLE.
12 UNANIMOUS VOTE ON ALL THOSE ADJOURNING MOTIONS. I HAVE
13 SEVERAL...

14

15 **SUP. BURKE:** I WAS GOING TO CALL UP ITEM NUMBER 19.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** OH, I'M SORRY. I THOUGHT YOU WERE
18 DONE.

19

20 **SUP. BURKE:** NO ONE'S CALLED 19. THAT'S THE ONLY ONE I WAS
21 GOING TO CALL UP.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** LET'S DO IT. MS. BURKE CALLS UP
24 ITEM 19. WE HAVE ONE PERSON WHO WISHES TO BE HEARD. DO YOU
25 WANT TO HEAR FROM THEM FIRST?



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1

2 **SUP. BURKE:** YES, LET'S HEAR FROM THEM.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** JERRY NEUMAN?

5

6 **JERRY NEUMAN:** THANK YOU, MR. CHAIR, MEMBERS OF THE BOARD. MY
7 NAME IS JERRY NEWMAN. I REPRESENT AVAIA. IT IS SOMETIMES A
8 DIFFICULT TO COME BEFORE THE BOARD TO DISCUSS MATTERS SUCH AS
9 THIS BECAUSE, WHEN YOU REPRESENT A COMPANY THAT HAS COMPETED
10 IN R.F.P., YOU DO NOT WISH TO NECESSARILY HAVE-- SEEM LIKE
11 SOUR GRAPES. BUT WE HAVE VERY SERIOUS QUESTIONS, BOTH ABOUT
12 WHAT IS BEING DONE AND ABOUT ASPECTS OF THE CONTRACT THAT WE
13 WOULD LIKE TO HAVE ADDRESSED. FIRST, IT IS IMPORTANT THAT THIS
14 WAS DONE AND WE APPRECIATE SUPERVISOR MOLINA'S LEADERSHIP IN
15 THIS MATTER AND BRINGING IT TO THE BOARD BECAUSE, AT FIRST, IT
16 HAD NOT BEEN SCHEDULED TO COME BEFORE THE BOARD. THE IMPORTANT
17 THINGS THAT WE'D LIKE TO ADDRESS ARE A COUPLE OF THINGS. THIS
18 CONTRACT IS BEING DONE PURSUANT TO AN R.F.I. THAT R.F.I. WAS
19 DONE OVER FOUR YEARS AGO, WAS RELEASED OVER FOUR YEARS AGO.
20 THE TECHNOLOGY HAS CHANGED SIGNIFICANTLY SINCE THAT TIME. IN
21 FACT, SOME OF THE OBJECTIVES OF THE R.F.I. WAS TO FIND
22 INTEROPERABILITY BETWEEN SYSTEMS AND, IN FACT, THE CHOICE THAT
23 IS BEING MADE TODAY IS ONE THAT DOES NOT HAVE INTEROPERABILITY
24 AMONGST THE SYSTEM. IN THE TIMES IN THE LAST-- SINCE 2004,
25 S.I.P. OR SESSION INITIATED PROTOCOLS, HAVE PROGRESSED



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1 SIGNIFICANTLY AND THERE IS INTEROPERABILITY BETWEEN A VARIETY
2 OF SYSTEMS, NOT THE SYSTEM THAT YOU ARE CHOOSING. THERE HAS
3 BEEN COST ISSUES THAT RESULT IN THIS. IN FACT, STANDARDIZATION
4 ON A SINGLE PLATFORM, SUCH AS YOU ARE DOING TODAY, CANNOT
5 PROVIDE COST BENEFITS UNLESS THE ENTIRE COUNTY MIGRATES OVER
6 AT ONCE. THE REALITY IS THAT THE COUNTY HAS MULTIPLE SYSTEMS
7 TODAY AND WILL CONTINUE TO HAVE SUCH FOR SEVERAL YEARS TO
8 COME. THE VOICE OPERATED ONLY SOLUTIONS LIKE CISCO MAY NOT
9 APPLY TO ALL COUNTY BUSINESSES. THERE MAY BE A VARIETY OF
10 TYPES OF BUSINESSES AND OPERATIONS AND DEPARTMENTS WITHIN THE
11 COUNTY THAT NEEDS TO HAVE A DIFFERENT TYPE OF SYSTEM AND THIS
12 CONTRACT DOESN'T NECESSARILY ALLOW FOR THAT. WHAT WE ARE
13 SEEKING IS THE ABILITY TO FIND THAT THE EXCEPTIONS THAT ARE
14 REFERENCED WITHIN THE CONTRACT MAY ALLOW YOU TO PROVIDE
15 MULTIPLE USERS WHEN IT IS APPROPRIATE AND WHEN A COUNTY
16 OPERATION FINDS THAT A NEW SYSTEM, SUCH AS LIKE A CALL CENTER,
17 WILL NEED TO BE NECESSARY WHERE THAT CALL CENTER MAY HAVE SOME
18 VOICE OVER I.P., THAT THAT EXCEPTION CAN ALSO BE UTILIZED TO
19 ALLOW OTHER VENDORS TO COME IN TO WORK. FINALLY, AND I KNOW MY
20 TIME HAS EXPIRED BUT IT IS IMPORTANT TO NOTE THAT THE STAFF
21 HAS RELIED ON THE GARTNER REPORT TO HELP JUSTIFY THE PURPOSE
22 OF THIS CONTRACT AND TO JUSTIFY THE USE OF CISCO IN THIS
23 MATTER. BUT THE INTERESTING THING IS GARTNER THEMSELVES HAVE
24 SAID SUCH THINGS AS, "THE SOFTWARE AND FUNCTIONALITY OF CISCO
25 IS A WEAKNESS THAT MAY BE COMPELLING ENOUGH TO CAUSE



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1 ENTERPRISES TO LOOK BEYOND CISCO TO COMPETING VENDORS" AND
2 THAT SUCH THINGS AS CISCO'S-- "THE TRUST THAT PEOPLE HAVE
3 DEVELOPED IN CISCO, THAT CISCO HAS ESTABLISHED WITH ITS DATA
4 NETWORK, HAS GIVEN COMPANIES A FALSE SENSE OF SECURITY IN
5 RELATION TO ITS VOICE BUSINESS." SO THE VERY PEOPLE THAT YOU
6 ARE RELYING ON AS THE BASIS FOR YOUR RECOMMENDATION ARE THE
7 PEOPLE WHO ARE ALSO SAYING THAT THE VENDOR YOU ARE CHOOSING
8 MAY NOT BE THE BEST VENDOR FOR THIS PURPOSE. SO WHAT WE'RE--
9 BOTTOM LINE, TIME HAS PASSED, TECHNOLOGIES HAVE CHANGED, THEY
10 HAVE ADVANCED SIGNIFICANTLY AND WE BELIEVE THAT YOU SHOULD
11 LOOK AT WHAT THE EXCEPTION SHOULD BE TO ALLOW OTHER BUSINESSES
12 IN WHEN IT IS APPROPRIATE FOR THE COUNTY. THANK YOU VERY MUCH.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, MR. NEUMAN. ANYBODY
15 ELSE WANT TO BE HEARD? IF NOT, THE PUBLIC HEARING IS CLOSED.

16

17 **SUP. KNABE:** COULD WE GET A RESPONSE FROM THE DEPARTMENT?

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. FULLINWIDER

20

21 **SUP. KNABE:** I THINK IT'S SIGNIFICANT ENOUGH ISSUE THAT WE NEED
22 AT LEAST A RESPONSE...

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** HE'S ON HIS WAY.

25



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1 **SUP. KNABE:** ...OR COME BACK IN A WEEK OR SOMETHING.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** HERE HE COMES.

4

5 **SUP. BURKE:** I'D JUST LIKE TO GET SOME UNDERSTANDING. IS THIS
6 THE STATE OF THE ART IN TERMS OF THE INDUSTRY? IS THIS THE
7 BETTER TECHNOLOGY AND THE HIGHER TECHNOLOGY IN THE STATE OF
8 THE ART AS FAR AS THE INDUSTRY IS CONCERNED?

9

10 **MR. FULLINWIDER:** MR. CHAIRMAN, SUPERVISOR BURKE, VOICE OVER
11 I.P. IS THE CURRENT TECHNOLOGY IN VOICE COMMUNICATIONS THAT IS
12 BEING IMPLEMENTED NOT ONLY THROUGHOUT THE UNITED STATES BUT
13 THROUGHOUT THE WORLD. ALL THE MAJOR CARRIERS HAVE ADOPTED THIS
14 TECHNOLOGY AND ARE MOVING IT FORWARD. SO, YES, IN ANSWER TO
15 YOUR QUESTION, IT IS A STATE OF THE ART TECHNOLOGY.

16

17 **SUP. BURKE:** IS THIS A PROPRIETARY SYSTEM?

18

19 **MR. FULLINWIDER:** VOICE OVER I.P. IS NOT NECESSARILY
20 PROPRIETARY BUT THE SELECTION OF CISCO IS A PROPRIETARY
21 IMPLEMENTATION OF VOICE OVER I.P.

22

23 **SUP. BURKE:** ARE THERE ANY NONPROPRIETARY ALTERNATIVES THAT WE
24 COULD HAVE LOOKED AT?

25



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1 **MR. FULLINWIDER:** NO, THERE ARE NONE.

2

3 **SUP. BURKE:** HAVE OTHER JURISDICTIONS USED-- WHERE THEY USE THE
4 V.O.I.P. BEEN SATISFIED OR HAVE THEY HAD ANY PROBLEMS?

5

6 **MR. FULLINWIDER:** THERE ARE FAR MORE THAN WE CAN PROBABLY TALK
7 ABOUT HERE, BOTH IN LOCAL GOVERNMENT, STATE GOVERNMENT,
8 FEDERAL GOVERNMENT, AS WELL AS IN THE CORPORATE WORLD THAT
9 HAVE IMPLEMENTED VOICE OVER I.P. AND THEY'RE VERY SUCCESSFUL.

10

11 **SUP. BURKE:** WITH THIS SAME TECHNOLOGY?

12

13 **MR. FULLINWIDER:** WITH THE SAME TECHNOLOGY, YES, MA'AM.

14

15 **SUP. BURKE:** AND THEY HAVE NOT HAD ROLLOUT PROBLEMS?

16

17 **MR. FULLINWIDER:** THEY HAVE NOT HAD ROLLOUT PROBLEMS. I MEAN,
18 YOU KNOW, WE HAVE ROLLOUT PROBLEMS WITH OUR EXISTING
19 TECHNOLOGIES THAT WE HAVE TODAY JUST IN TERMS OF GETTING
20 PEOPLE TRAINED BUT THERE'S NOTHING FUNDAMENTALLY WRONG WITH
21 THE TECHNOLOGY. TYPICALLY, THERE ARE TRAINING ISSUES AND THE
22 ABILITY OF THE PEOPLE TO TAKE ADVANTAGE OF THE NEW FEATURE
23 SETS THAT EXIST WITH THE TECHNOLOGY THAT'S BEING ROLLED OUT.

24



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1 **SUP. BURKE:** HOW WOULD YOU RESPOND TO THE ISSUE RAISED AS FAR
2 AS THE CONSULTANT THAT WE HAVE TO REVIEW THIS?

3

4 **MR. FULLINWIDER:** I'M SORRY?

5

6 **SUP. BURKE:** THAT WAS RAISED BY THE OTHER...

7

8 **MR. FULLINWIDER:** GENTLEMAN?

9

10 **SUP. BURKE:** IS IT GARTNER?

11

12 **MR. FULLINWIDER:** THE GARTNER REPORT?

13

14 **SUP. BURKE:** COULD YOU PLEASE RESPOND TO THAT?

15

16 **MR. FULLINWIDER:** CERTAINLY. THE GARTNER TRIES TO DO AN
17 ASSESSMENT OF ALL THE TECHNOLOGIES THAT ARE OUT THERE. I HAVE
18 TWO GARTNER REPORTS HERE THAT BASICALLY SAY CISCO IS THE
19 LEADING PRODUCT IN THE INDUSTRY IN TERMS OF VOICE OVER I.P. I
20 THINK WHAT GARTNER IS SAYING AND WHAT WE HAVE FOUND OURSELVES
21 SINCE WE HAVE ROLLED OUT THE CISCO SOLUTION FOR THE LAST TWO
22 YEARS, WE HAVE OVER 6,000 CIRCUITS UP AND OPERATIONAL, IS THAT
23 IT REQUIRES TRAINING, IT REQUIRES AN UNDERSTANDING, IT IS A
24 FUNDAMENTALLY DIFFERENT TECHNOLOGY THAN WHAT WE WERE USED TO
25 WITH OUR TRADITIONAL TELEPHONE SOLUTIONS. I.S.D. HAS DONE AN



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1 EXCELLENT JOB IN TERMS OF GETTING THEIR STAFF TRAINED. AS
2 OPPOSED TO ALLOWING EACH DEPARTMENT, LIKE WE HAVE IN THE PAST,
3 RUN THEIR OWN TELEPHONE SYSTEMS, WE HAVE-- WITH VOICE OVER
4 I.P., WE HAVE CONSOLIDATED THAT DOWN IN DOWNEY SUCH THAT WE
5 HAVE A FOCUS GROUP OF I.S.D. RESOURCES THAT ARE PROVIDING
6 SEVEN-DAY, 24-HOUR SUPPORT. THEY'VE BEEN ABLE TO ENSURE THAT
7 THE SYSTEM IS UP AND RELIABLE AND ALLOWS THE STAFF TO MANAGE
8 THERE NOT TO HAVE TO MANAGE THE TECHNOLOGY BUT MANAGE THE
9 FEATURE CAPABILITIES OF A NEW TELEPHONE SYSTEM IN HELPING THEM
10 DO THEIR JOB. WE'VE SEEN SIGNIFICANT IMPROVEMENTS. WHEN YOU
11 LOOK AT WHAT PUBLIC SOCIAL SERVICES IS DOING RIGHT NOW WITH
12 THEIR CALL CENTER ACTIVITIES, WHAT ANIMAL CONTROL IS DOING
13 WITH THEIR CALL CENTER ACTIVITIES, MENTAL HEALTH, THIS IS ALL
14 DUE TO VOICE OVER I.P. AND THE CAPABILITIES THAT IT PROVIDES
15 THE DEPARTMENTS IN IMPROVING THE DELIVERY OF PUBLIC SERVICES.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** ANYBODY ELSE WANT-- BOARD MEMBERS?
18 WE HAVE THE ITEM BEFORE US. MS. BURKE MOVES, MR. ANTONOVICH
19 WILL SECOND. WITHOUT OBJECTION, UNANIMOUS VOTE. THANK YOU.

20

21 **MR. FULLINWIDER:** THANK YOU.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** MS. BURKE, ANYTHING ELSE?

24

25 **SUP. BURKE:** IS THERE ANYTHING ELSE?



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** I THINK EXCEPT THE SUNSHINE AND
3 THAT'S IT.

4

5 **SUP. BURKE:** ALL RIGHT. I HAVE NO FURTHER ITEMS.

6

7 **SUP. YAROSLAVSKY, CHAIRMAN:** I HAVE SEVERAL ADJOURNING MOTIONS.
8 I'D LIKE TO ASK THAT WE ADJOURN IN THE MEMORY OF SUMMER
9 KEMPTON, WHO RECENTLY PASSED AWAY. SHE'S THE DAUGHTER OF WILL
10 KEMPTON, THE DIRECTOR OF CALTRANS, STATE DEPARTMENT OF
11 TRANSPORTATION AND HIS WIFE, BEVERLY. SHE IS SURVIVED BY THEM
12 AND A SISTER, CHRISTINA, BROTHER, MARK AND OTHER FAMILY
13 MEMBERS. ASK THAT WE...

14

15 **SUP. KNABE:** I'D LIKE TO ASK THAT WE JOIN IN THAT.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL MEMBERS. ALL MEMBERS, I THINK,
18 WOULD BE APPROPRIATE. FRANCISCA 'LEE" HULL, A LONG-TIME
19 RESIDENT OF SYLMAR FOR 30 YEARS WHO RECENTLY PASSED AWAY AT
20 THE AGE OF 59, AFTER A BRIEF ILLNESS. HER LIFE HERE WAS
21 COMMITTED TO HER FAMILY AND HER COMMUNITY. VOLUNTEERED AT
22 NUMEROUS COMMUNITY ORGANIZATIONS INCLUDING MOST RECENTLY THE
23 POOR ST. CLAIRE MISSIONARY SISTERS AND THE L.A.P.D. COMMUNITY
24 POLICE ADVISORY BOARD AT THE NEW MISSION POLICE STATION FOR
25 WHICH SHE SERVED AS THE FIRST CO-CHAIR AND HELPED RAISE



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1 THOUSANDS OF DOLLARS FOR THE STATION AND HELPED RECRUIT
2 VOLUNTEERS. SHE WAS A GREAT FRIEND TO OUR OFFICE. WE WORKED
3 WITH HER ON MANY ISSUES THROUGH THE YEARS, ON VARIOUS
4 PROJECTS. HER OVERRIDING PASSION WAS TO ADOPT FAMILIES DURING
5 THE HOLIDAYS AND LEE AND HER FAMILY HELPED MANY, MANY PEOPLE
6 FIND JOBS AND GET BACK ON THEIR FEET. SHE WAS VERY SPECIAL AND
7 WILL BE DEEPLY MISSED. SHE IS SURVIVED BY HER HUSBAND, STEVE,
8 A SON, HSIAWEN, A DAUGHTER, LELLIEN, THREE GRANDCHILDREN,
9 SAMANTHA, JONATHAN, ASHLYNN AND A BROTHER AND FIVE SISTERS.
10 ASK THAT WE ADJOURN IN MEMORY OF JUSTIN BAILEY, A VETERAN WHO
11 SERVED WITH THE UNITED STATES MARINE CORPS FOR SIX YEARS,
12 INCLUDING A TOUR OF DUTY IN IRAQ, WHO RECENTLY DIED TRAGICALLY
13 AT THE AGE OF 26 WHILE UNDER THE CARE OF THE WEST LOS ANGELES
14 VETERANS ADMINISTRATION MEDICAL CENTER. HE IS SURVIVED BY HIS
15 MOTHER, DANIELLE FLOYD, AND STEPFATHER RALPH, A SISTER, FALINA
16 VADEN, AND HER HUSBAND, JUSTIN. ALSO SEVERAL NIECES AND
17 NEPHEWS. LASTLY, ASK THAT WE ADJOURN IN MEMORY OF JOHN F. JACK
18 DUGGAN, A RETIRED AIR FORCE COLONEL WHO PASSED AWAY AT THE AGE
19 OF 83. IN THE COURSE OF HIS LONG CAREER THAT REFLECTED HIS
20 DEDICATION OF SERVICE TO HIS COUNTRY AND COMMUNITY, HE
21 ENLISTED IN THE ARMY DURING WORLD WAR II AND FOUGHT IN THE
22 BATTLE OF THE BULGE AND OTHER BATTLES IN GERMANY, FRANCE AND
23 BELGIUM. HE WAS ASSIGNED TO THE 89TH INFANTRY WHICH WAS
24 INSTRUMENTAL IN LIBERATING THE ORDRUFF CONCENTRATION CAMP IN
25 SOUTHERN GERMANY. LATER HE SERVED IN THE AIR FORCE RESERVES



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1 AND IN VARIOUS POSITIONS WITH THE FEDERAL GOVERNMENT INCLUDING
2 THE NATIONAL AERONAUTICS SPACE ADMINISTRATION DURING THE EARLY
3 DAYS OF THE SPACE PROGRAM. HE IS SURVIVED BY HIS TWO
4 DAUGHTERS, MARY SEVINAR, AND A MEMBER OF OUR-- A MEMBER OF OUR
5 COUNTY FAMILY EMPLOYED WITH THE C.A.O.'S QUALITY AND
6 PRODUCTIVITY COMMISSION, AND HER SISTER, DIANA. ALSO FOUR
7 SONS, STEVE, ED, TIM, AND CHRIS, 18 GRANDCHILDREN AND THREE
8 GREAT-GRANDCHILDREN. WITHOUT OBJECTION, THAT WILL BE UNANIMOUS
9 VOTE ON THOSE. MEMBERS OF THE BOARD, I WANT TO INTRODUCE A
10 MOTION FOR PLACEMENT ON NEXT WEEK'S AGENDA AND I THINK MR.
11 KNABE WILL PRESENT A COMPANION MOTION MOMENTARILY. THIS IS
12 INTRODUCED BY ME AND SUPERVISOR KNABE AND I'LL READ IT IN FOR
13 THE RECORD. THIS BOARD HAS ACCOMPLISHED A GREAT DEAL TOGETHER
14 AND HAS MADE SIGNIFICANT HEADWAY IN RESPONDING TO THE VERY
15 SERIOUS MANAGEMENT LEADERSHIP ISSUES INHERENT IN PROVIDING
16 REGIONAL SERVICES TO THE LARGEST COUNTY IN THE UNITED STATES.
17 WE'VE ALSO MADE PROGRESS IN UNITING THE COUNTY DEPARTMENTS
18 UNDER OUR UNIFIED MISSION STATEMENT AND IN INTEGRATING
19 SERVICES TO OUR CONSTITUENTS. HOWEVER, A CHANGE IN THE
20 COUNTY'S GOVERNANCE STRUCTURE IS IN ORDER IF WE ARE TO MEET
21 THE CHALLENGES OF THE 21ST CENTURY. OUR CURRENT STRUCTURE,
22 WHICH REQUIRES EVERY DECISION, LARGE OR SMALL, TO BE VETTED
23 THROUGH THE FIVE MEMBER BOARD OF SUPERVISORS, IMPEDES THE
24 SPEEDY RESOLUTION OF ISSUES. IN ADDITION, WHILE FIVE
25 SUPERVISORS REPRESENTING GEOGRAPHICAL DISTRICTS MAKE UP THE



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1 GOVERNING BODY OF THE COUNTY, NO ONE INDIVIDUAL IS VESTED WITH
2 RESPONSIBILITY FOR THE COUNTY AS A WHOLE. IN ORDER TO PROVIDE
3 SERVICES AND RESPOND TO PROBLEMS IN A TIMELY AND EFFECTIVE
4 WAY, THE COUNTY NEEDS TO ENTRUST ONE PERSON WITH THE EXECUTIVE
5 POWERS NECESSARY TO OVERSEE THE DAY-TO-DAY OPERATIONS OF
6 COUNTY GOVERNMENT. PRIOR TO THE INITIATION OF A NEW
7 RECRUITMENT FOR CHIEF ADMINISTRATIVE OFFICER, THE BOARD OF
8 SUPERVISORS HAS A UNIQUE OPPORTUNITY TO BEGIN THE PROCESS OF
9 ESTABLISHING A NEW SYSTEM OF GOVERNANCE FOR THIS COUNTY. IN
10 THE WEEKS AHEAD, THE BOARD, WORKING WITH THE CURRENT C.A.O.
11 AND COUNTY COUNSEL, SHOULD DRAFT A CHARTER AMENDMENT FOR THE
12 JUNE 2008 ELECTION THAT WILL PERMANENTLY ESTABLISH A STRONG
13 C.A.O. FORM OF GOVERNMENT IN LOS ANGELES COUNTY AND THAT WILL
14 BE DETAILED BY MR. KNABE. IN THE INTERIM, WE PROPOSE THAT THE
15 BOARD ADOPT AN ORDINANCE DELEGATING THE OVERSIGHT OF COUNTY
16 DEPARTMENTS TO THE C.A.O. WE THEREFORE MOVE THAT THE BOARD OF
17 SUPERVISORS TAKE THE FOLLOWING ACTIONS: ONE, DIRECT THE COUNTY
18 COUNSEL TO DRAFT AND PRESENT AN ORDINANCE TO THE BOARD FOR
19 ADOPTION WITHIN 30 DAYS, WHICH ESTABLISHES NEW OVERSIGHT
20 PROCEDURES AND PERSONNEL RESPONSIBILITIES TO THE CHIEF
21 ADMINISTRATIVE OFFICER AS FOLLOWS. FIRST, DELEGATION OF
22 OVERSIGHT OF THE COUNTY DEPARTMENTS. THE CHIEF ADMINISTRATIVE
23 OFFICER WILL BE DELEGATED THE RESPONSIBILITY FOR THE OVERSIGHT
24 OF ALL NONELECTED COUNTY DEPARTMENTS, WITH THE EXCEPTION OF
25 THE C.A.O., THE COUNTY COUNSEL, THE AUDITOR-CONTROLLER AND THE



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1 EXECUTIVE OFFICER OF THE BOARD. SECOND, APPOINTMENT OF
2 DEPARTMENT HEADS. THE C.A.O. BE DELEGATED THE AUTHORITY TO
3 RECRUIT CANDIDATES FOR ALL NONELECTED DEPARTMENT HEADS, WITH
4 THE EXCEPTION OF THE C.A.O., THE COUNTY COUNSEL, THE AUDITOR-
5 CONTROLLER AND THE EXECUTIVE OFFICER OF THE BOARD. AFTER THE
6 RECRUITMENT PROCESS IS COMPLETE, THE C.A.O. WILL PROPOSE ONE
7 CANDIDATE TO THE BOARD OF SUPERVISORS FOR APPROVAL. IF THE
8 BOARD REJECTS THE RECOMMENDATION OR FAILS TO APPROVE THE
9 RECOMMENDATION WITHIN 30 DAYS OF SUBMISSION, THE C.A.O. WILL
10 PROPOSE ANOTHER CANDIDATE IN THE SAME MANNER. THIRD,
11 DISCIPLINE OF DEPARTMENT HEADS. THE C.A.O. HAS DELEGATED THE
12 AUTHORITY TO RECOMMEND THE DISCIPLINE UP TO AND INCLUDING
13 DISMISSAL OF ANY NONELECTED DEPARTMENT HEAD WITH THE EXCEPTION
14 OF THE C.A.O., THE COUNTY COUNSEL, THE AUDITOR-CONTROLLER AND
15 THE EXECUTIVE OFFICER OF THE BOARD. IN THE EVENT THAT THE
16 C.A.O. DETERMINES THAT A DEPARTMENTAL HEAD SHOULD DISCIPLINED,
17 HE WILL RECOMMEND SUCH ACTION TO THE BOARD IN WRITING AND THE
18 BOARD WILL ACT ON THE RECOMMENDATION WITHIN 30 DAYS. AND,
19 FINALLY, IN ADDITION TO HIS OTHER RESPONSIBILITIES AS C.A.O.,
20 MR. JANSSEN WILL BE RESPONSIBLE FOR COORDINATING THE BOARD OF
21 SUPERVISORS AND COUNTY COUNSEL-- WITH THE BOARD OF SUPERVISORS
22 AND THE COUNTY COUNSEL, THE DRAFTING OF AN AMENDMENT TO THE
23 COUNTY CHARTER TO BE PLACED ON THE JUNE 2008 BALLOT THAT WILL
24 ESTABLISH A CHIEF EXECUTIVE OFFICER FORM OF COUNTY GOVERNMENT.
25 I'LL YIELD TO MR. KNABE AT THIS TIME FOR A COMPANION MOTION.



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1

2 **SUP. KNABE:** MYSELF AND SUPERVISOR YAROSLAVSKY AS WELL ON THIS

3 PARTICULAR ONE. THE IDEA OF A STRONG C.A.O. IS NEITHER NEW NOR

4 UNIQUE. OBVIOUSLY, A STRONG C.A.O. OR C.E.O. RUNS THE DAY-TO-

5 DAY OPERATIONS OF A MAJORITY OF COUNTIES HERE IN THE GREAT

6 STATE OF CALIFORNIA AND HAS THE REQUISITE AUTHORITY TO HIRE

7 AND FIRE DEPARTMENT HEADS AS WELL AS OTHER EXECUTIVE AND

8 ADMINISTRATIVE DUTIES. THIS PROVIDES A CLEAR AND EFFICIENT

9 CHAIN OF COMMAND AND ACCOUNTABILITY. THE COUNTY OF LOS ANGELES

10 IS A LARGE GOVERNMENT WITH NEARLY 100,000 EMPLOYEES AND A

11 MULTI-BILLION-DOLLAR BUDGET. TO BE AT ITS MOST EFFECTIVE AND

12 EFFICIENT, THE DEPARTMENT HEAD SHOULD BE HELD ACCOUNTABLE TO A

13 SINGLE PERSON. THE C.A.O. AND, IN TURN, THE BOARD OF

14 SUPERVISORS SHOULD BE ABLE TO HOLD A SINGLE PERSON ACCOUNTABLE

15 FOR THE DAY-TO-DAY OPERATIONS OF THE COUNTY. IN ITS ROLE AS

16 THE GOVERNING BODY OF THE COUNTY, THE BOARD OF SUPERVISORS HAS

17 SWEEPING AND FAR-REACHING RESPONSIBILITIES. IT IS THEREFORE

18 APPROPRIATE TO GIVE THE C.A.O. THE AUTHORITY TO OVERSEE DAY-

19 TO-DAY OPERATIONS OF COUNTY GOVERNMENT THROUGH A CLEAR CHAIN

20 OF COMMAND. IN ORDER TO PERMANENTLY ACCOMPLISH THIS, AN

21 AMENDMENT TO THE COUNTY CHARTER MUST BE APPROVED BY COUNTY

22 VOTERS. WE THEREFORE MOVE THAT THE COUNTY COUNSEL, IN

23 CONJUNCTION WITH THE C.A.O. AND THE BOARD OF SUPERVISORS, BE

24 INSTRUCTED TO DRAFT A CHARTER AMENDMENT FOR PLACEMENT ON THE

25 JUNE 2008 BALLOT THAT WOULD, ONE, PERMANENTLY TRANSFER TO THE



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1 C.A.O. THE AUTHORITY FOR THE HIRING, REMOVAL AND DISCIPLINE OF
2 COUNTY DEPARTMENT HEADS, WITH THE EXCEPTION OF THE C.A.O. WITH
3 THE COUNTY COUNSEL EXECUTIVE OFFICER BOARD OF SUPERVISORS AND
4 THE AUDITOR-CONTROLLER; ESTABLISH THAT ALL NONELECTED
5 DEPARTMENT HEADS, WITH THE EXCEPTION OF THE C.A.O., COUNTY
6 COUNSEL, EXECUTIVE OFFICERS OF THE BOARD AND THE AUDITOR-
7 CONTROLLER, REPORT TO THE C.A.O. THREE, ESTABLISH A
8 NONINTERFERENCE CLAUSE AND, FOUR, CHANGE THE NAME OF THE
9 POSITION OF CHIEF ADMINISTRATIVE OFFICER TO CHIEF EXECUTIVE
10 OFFICER. THAT'S FOR NEXT WEEK.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** I'LL SECOND THAT. THIS WILL BE FOR
13 NEXT TUESDAY FOR BOARD DISCUSSION.

14

15 **SUP. ANTONOVICH:** LET ME JUST QUOTE YOGI BEAR WHEN HE SAID,
16 "DON'T MAKE THE WRONG MISTAKE BUT WE CAN DISCUSS THIS NEXT
17 WEEK."

18

19 **SUP. KNABE:** DID YOGI SAY THAT? I DIDN'T READ THAT ONE BUT...

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** YOGI SAID A LOT OF THINGS. AND I
22 WILL JUST ADD ONE LAST COMMENT, GO BRUINS. BEAT THE TROJANS!
23 ALL RIGHT.

24

25 **SUP. KNABE:** I HAVE SOME ADJOURNMENTS.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. KNABE.

3

4 **SUP. KNABE:** FIRST OF ALL, I KNOW IT'S ALL MEMBERS, MIKE
5 BROUGHT IT IN EARLIER IN MEMORY OF KATHLEEN CROW. KATHLEEN AND
6 BRAD, HER HUSBAND, WHO PASSED AWAY EARLIER, HAVE BEEN DEAR
7 FRIENDS OF JULIE AND I FOR MANY, MANY YEARS AND HAVE KNOWN
8 KATHLEEN THROUGH THE POLITICAL WORLD WAY BEFORE I EVER GOT
9 INVOLVED WITH THE COUNTY OF LOS ANGELES AND SHE WAS ONE OF
10 THOSE POLITICAL MOTHERS TO ME AND THEY HAVE BEEN DEAR FRIENDS
11 AND SHE WILL BE DEEPLY MISSED AND OBVIOUSLY OUR THOUGHTS AND
12 PRAYERS GO OUT TO BRAD AND EDWARD AND KEVIN AND HILLARY. SHE
13 WILL BE DEARLY MISSED. FORTUNATELY, I GOT TO SEE HER HERE A
14 FEW WEEKS AGO AND HAD A GOOD TIME VISITING WITH HER. ALSO THAT
15 WE ADJOURN IN MEMORY OF PAULA FLOREN, THE BELOVED MOTHER OF
16 KURT FLOREN, OUR AGRICULTURAL COMMISSIONER AND OUR DIRECTOR OF
17 WEIGHTS AND MEASURES, WHO PASSED AWAY LAST THURSDAY AFTER A
18 LONG ILLNESS. SHE WAS 81 YEARS OLD.

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL MEMBERS.

21

22 **SUP. KNABE:** MRS. FLOREN, A RESIDENT OF GLENDALE SINCE 1959,
23 WAS VERY ACTIVE IN VARIOUS COMMUNITY ACTIVITIES, INCLUDING THE
24 SALEM LUTHERAN CHURCH CHOIR, THE VERDUGO WOODLANDS ELEMENTARY
25 SCHOOL P.T.A. AND THE GIRL SCOUTS. HER MOST TREASURED ROLE,



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1 THOUGH, WAS THAT OF BEING A MOM. AS KURT FINALLY PUT IT, SHE
2 NEVER GENERATED MAJOR HEADLINES OR RECEIVED PRESTIGIOUS
3 AWARDS, BUT SHE SIMPLY LOVED AND CARED FOR HER FAMILY WITH A
4 PURE HEART, A TENDER SMILE, WARM LAUGHTER AND HEARTFELT TEARS
5 WHEN SHE SHARED OUR SORROWS AND HELD US TIGHT. SHE IS SURVIVED
6 BY HER FOUR CHILDREN AND FIVE GRANDSON. SHE WILL BE GREATLY
7 MISSED BY ALL WHO KNEW HER AND LOVED HER. ALSO THAT WE MOVE
8 AND ADJOURN IN MEMORY OF KALI KO SKY SODETANI, WHO DIED
9 TRAGICALLY AND UNEXPECTEDLY ON JANUARY 21ST. KALI KO WAS BORN
10 JUST THIS PAST AUGUST AND SHE WAS ADOPTED AT JUST TWO DAYS
11 OLD. SHE WAS A TRUE BLESSING TO THE SODETANI FAMILY AND OUR
12 THOUGHTS AND PRAYERS GO OUT TO KALI KO'S MOM, MARTHA, WHO
13 SERVES ON THE DOWNEY UNIFIED SCHOOL BOARD. ALSO THAT WE
14 ADJOURN IN MEMORY OF DEPUTY EFREN DORADO OF BELL GARDENS WHO
15 TRAGICALLY DIED IN AN OFF-DUTY ACCIDENT LAST FRIDAY IN THE
16 CITY OF NORWALK. HE WORKED TWIN TOWERS FACILITY AND WILL BE
17 MISSED BY FAMILY AND FRIENDS. HE WAS JUST 35 YEARS OLD. THOSE
18 ARE MY ADJOURNMENTS.

19
20 **SUP. BURKE:** MR. CHAIRMAN, I WANT TO MAKE SURE THAT I AM ADDED
21 ON KATHLEEN'S ADJOURNMENT.

22
23 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL MEMBERS ON THAT AND UNANIMOUS
24 VOTE ON THE ADJOURNING MOTIONS.



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1 **SUP. KNABE:** THANK YOU.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** WE HAVE ONE REMAINING ITEM AND,
4 MR. FORTNER, COULD YOU REMIND ME, DID WE HAVE A PUBLIC HEARING
5 ON THIS BEFORE? OBVIOUSLY, WE DID. DID WE CLOSE THE PUBLIC
6 HEARING, I GUESS IS MY QUESTION?

7

8 **RAYMOND G. FORTNER, JR.:** YES. MR. CHAIRMAN, THE ITEM THAT IS
9 BACK ARE THE PROPOSED FINDINGS AND CONCLUSIONS AS A RESULT OF
10 THAT HEARING AND I WILL ASK MR. WEISS TO RESPOND TO YOUR
11 SPECIFIC INQUIRIES, IF I MAY.

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. WEISS, I GUESS THE PURPOSE OF
14 MY QUESTION IS, WE HAVE PEOPLE WHO WANT TO BE HEARD, I WANT TO
15 GIVE THEM THE OPPORTUNITY TO BE HEARD BUT I WANT TO LIMIT THE
16 AMOUNT OF TIME SINCE WE'VE ALREADY HAD AN EXTENSIVE PUBLIC
17 HEARING ON THIS. WOULD THAT BE IN ORDER?

18

19 **RICHARD WEISS:** YES, MR. CHAIRMAN.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** THEN I WOULD PROPOSE THAT WE ALLOW
22 15 MINUTES FOR EACH SIDE FOR A TOTAL PUBLIC HEARING OF HALF AN
23 HOUR OR LESS. IS THERE ANY OBJECTION TO THAT? ALL RIGHT. MR.
24 ANTONOVICH, WOULD YOU LIKE TO HEAR FROM THE PUBLIC FIRST? ALL
25 RIGHT. WE HAVE ONE PERSON WHO WANTS TO BE HEARD ON BEHALF OF



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1 THE APPLICANT, I BELIEVE, BFI, DAVE EDWARDS. COME ON UP AND
2 THEN THERE ARE A COUPLE OTHER PEOPLE WHO WERE AVAILABLE FOR
3 QUESTIONS, IF THE BOARD HAS IT, SHARON RUBALCAVA AND CHRIS
4 FUNK. YOU MIGHT WANT TO COME UP HERE JUST IN CASE THERE ARE
5 ANY QUESTIONS AND YOU'RE THE ONLY PEOPLE WHO WANT TO BE HEARD
6 ON THIS SIDE OF THE ISSUE, SO YOU HAVE UP TO 15 MINUTES BUT
7 YOU DON'T HAVE TO TAKE ALL 15 MINUTES. GO AHEAD, MR. EDWARDS.
8 GO AHEAD.

9

10 **DAVE EDWARDS:** SORRY. MY NAME IS DAVE EDWARDS. I'M THE PROJECT
11 DIRECTOR FOR THE SUNSHINE CANYON LANDFILL. ON JUNE 6TH, YOUR
12 BOARD CLOSED THE PUBLIC HEARING AND GAVE PRELIMINARY APPROVAL
13 OF THE REPLACEMENT C.U.P. FOR SUNSHINE CANYON LANDFILL AND
14 DIRECTED THE STAFF TO GO BACK AND FINALIZE CONDITION WITH
15 SPECIFIC INSTRUCTIONS TO ADOPT MORE STRINGENT CONDITIONS, AS
16 COMPARED TO THE CITY APPROVALS, FOR A COMBINED CITY-COUNTY
17 LANDFILL. I'D LIKE TO COMPLIMENT THE BOARD STAFF AND THE
18 REGIONAL PLANNING STAFF, PUBLIC WORKS STAFF FOR DOING JUST
19 THAT. THEY HAVE WORKED THROUGH THE PREVIOUSLY PROPOSED
20 CONDITIONS AND IMPLEMENTED, THROUGH A VERY RIGOROUS PROCESS,
21 THOSE CONDITIONS THAT WERE CONSIDERED TO BE MORE PROTECTIVE OF
22 THE ENVIRONMENT AND THE COMMUNITY. THE RESULT IS A C.U.P.
23 CONTAINING 83 CONDITIONS. WE ARE SATISFIED WITH THE 83
24 CONDITIONS. WE DO HAVE TWO ISSUES THAT WE FEEL WE'D LIKE TO
25 DISCUSS VERY BRIEFLY. ONE IS CONDITION 78, AS PROPOSED, WOULD



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1 RESTRICT OUT A COUNTY-- WASTE FROM COMING INTO THE COUNTY. THE
2 NEXT IS CONDITION-- A CONDITION IN THE I.M.P. WHICH, WHAT WE
3 WANT IS JUST SOME CLARIFYING LANGUAGE THAT WOULD SPECIFY A
4 SINGLE MONITOR THAT WOULD MONITOR CONDITIONS OF COMPLIANCE
5 ONCE WE BECOME OPERATIONAL AS A CITY/COUNTY LANDFILL. THOSE
6 ARE DISCUSSION ITEMS. THAT'S ALL I HAVE. WE'RE OPEN FOR ANY
7 QUESTIONS.

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, MR. EDWARDS. EITHER OF
10 YOU WANT TO ADD ANYTHING? MR. FUNK? MS. RUBALCAVA?

11

12 **CHRIS FUNK:** NO, THANK YOU.

13

14 **SHARON RUBALCAVA:** NO.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** ANYBODY HAVE QUESTIONS OF MR.
17 EDWARDS AT THIS TIME? IF NOT, THANK YOU VERY MUCH. OKAY. ON
18 THE OTHER SIDE, NICOLE BERNSON. I RECOGNIZE THAT NAME. AND
19 MICHAEL TOU. I'M GOING TO ASK FOUR PEOPLE TO COME UP, JAN
20 CHATTEN-BROWN AND WILLIAM SELIG, AND WE HAVE SIX PEOPLE WHO
21 WISH TO BE HEARD-- SEVEN PEOPLE WHO WISH TO BE HEARD,
22 ACTUALLY, ALL TOTAL, SO IT WILL BE ABOUT 2-1/2 MINUTES APIECE.
23 HOW IS THAT? OR YOU GUYS CAN POOL IT HOWEVER YOU WANT. 2-1/2.
24 YOU WANT TO JUST DO THE-- WHY DON'T YOU JUST DO IT 15 MINUTES
25 BUT I WANT THEM TO KNOW WHEN IT'S 2-1/2 MINUTES SO THAT THEY



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1 DON'T RUN INTO SOMEBODY ELSE'S TIME. WHY DON'T YOU JUST DO 2-
2 1/2 MINUTES APIECE. WHO IS GOING FIRST?

3

4 **NICHOLE BERNSON:** I WILL. NICHOLE BERNSON ON BEHALF OF
5 COUNCILMAN GREG SMITH, CITY OF LOS ANGELES, DISTRICT 12. WHEN
6 THIS BOARD LAST MET ON THIS ITEM, IT INDICATED ITS DESIRE TO
7 SEE THE STRICTEST OF THE CITY OR COUNTY CONDITIONS PREVAIL.
8 THIS WOULD INCLUDE THE CITY'S PROHIBITION ON OUT OF COUNTY
9 WASTE. BESIDES THE POSSIBILITY OF ADDITIONAL AIR QUALITY
10 IMPACTS AND TRAFFIC IMPACTS DUE TO LONG HAUL WASTE, THIS
11 LEAVES OPEN THE POSSIBILITY OF OUT OF STATE TRASH FROM STATES
12 THAT MAY BE LESS PROTECTIVE AND PROGRESSIVE AND HAVE WORSE
13 FLEET RULES THAN THE STATE OF CALIFORNIA. ADDITIONALLY, THE
14 STATE OF CALIFORNIA REQUIRES COUNTIES TO MAINTAIN 15 YEARS OF
15 DISPOSAL CAPACITY. WITH PUENTE HILLS DAILY TONNAGE STARTING TO
16 RAMP DOWN AS SOON AS 2010 IN ANTICIPATION OF THE MESQUITE RAIL
17 HALL PROJECT, THE COUNTY'S ABILITY TO MEET CERTAIN MILESTONES
18 WITH THEIR RAIL HAUL INFRASTRUCTURE WILL DETERMINE THE AMOUNT
19 OF TONNAGE THAT PUENTE HILLS CAN TAKE. PUENTE HILLS CLOSES IN
20 2013. EVEN WHEN COMPLETE, IT IS ANTICIPATED THAT THE COUNTY
21 WILL BE ABLE TO RAIL HAUL ONLY 8,000 TONS PER DAY. BRADLEY
22 LANDFILL IN LOS ANGELES CLOSES IN APRIL. THE COUNTY'S PLAN TO
23 BUILD AN ALTERNATIVE TECHNOLOGY FACILITY IS ONLY TO BUILD A
24 PILOT SCALE FACILITY, NOT FULL COMMERCIAL SCALE. SUNSHINE'S
25 TOTAL PERMITTED CAPACITY WILL BE 12,100 TONS PER DAY, NOT



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1 ENOUGH TO SUSTAIN EVEN IN-COUNTY WASTE WITHOUT SIGNIFICANT
2 ALTERNATIVE OPTIONS. ALLOWING SUNSHINE CANYON TO TAKE OUT OF
3 COUNTY WASTE NOT ONLY RISKS THE COUNTY'S 15-YEAR REQUIREMENT
4 BUT SUBJECTS RESIDENTS OF THE COUNTY TO AIR QUALITY ISSUES
5 THAT WERE NOT MITIGATED IN THE E.I.R., S.E.I.R. OR LOCAL LEGAL
6 LAND USE PROCESS. THANK YOU VERY MUCH.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, MS. BERNSON. MR. TOU,
9 REPRESENTING CONGRESSMAN BRAD SHERMAN.

10

11 **MICHAEL TOU:** GOOD AFTERNOON, SUPERVISORS. AGAIN, MY NAME IS
12 MICHAEL TOU FROM CONGRESSMAN SHERMAN. I'D LIKE TO BRIEFLY READ
13 A LETTER INTO THE RECORD FROM CONGRESSMAN SHERMAN TO THE BOARD
14 OF SUPERVISORS REGARDING THE SUNSHINE CANYON LANDFILL C.U.P.
15 THE LETTER IS DATED JANUARY 29TH AND A COPY WAS SENT TO EACH
16 OF YOUR OFFICES OVER A WEEK AGO. ON JUNE 7TH, 2006, THE LOS
17 ANGELES COUNTY BOARD OF SUPERVISORS HELD A PUBLIC HEARING ON
18 APPROVAL OF THE SUNSHINE CANYON LANDFILL CONDITIONAL USE
19 PERMIT. AS A RESULT OF PUBLIC INPUT AND BOARD ACTION, THE
20 COUNTY ADOPTED A NUMBER OF NEW AND REVISED CONDITIONS TO BE
21 INCLUDED IN THE REPLACEMENT C.U.P. IN ADDITION TO THESE
22 PREVIOUSLY APPROVED CONDITIONS, I URGE THE COUNTY TO CONSIDER
23 IMPLEMENTING ALL THE ADDITIONAL STRICTER CONDITIONS AS
24 RECOMMENDED BY YOUR STAFF AND THE NORTH VALLEY COALITION TO
25 FURTHER STRENGTHEN THE LANGUAGE IN THE DRAFT C.U.P.



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1 FURTHERMORE, I REQUEST THAT YOU DENY ANY ADDITIONAL REQUESTS
2 BY BROWNING FERRIS INDUSTRIES FOR CHANGES FOR THE PERMITTING
3 OF THE ACCEPTANCE OF TRASH FROM OUTSIDE LOS ANGELES COUNTY.
4 SUCH ACTION ON YOUR PART WILL SIGNIFY THE TRUE INTENT OF THE
5 BOARD'S VOTE REGARDING ADOPTION OF THE MOST STRINGENT
6 CONDITIONS AND REASSURE THE COMMUNITY THAT ALL MEASURES ARE
7 BEING TAKEN TO PROTECT THEIR HEALTH AND ADDRESS THEIR
8 ENVIRONMENTAL CONCERNS. I AM HOPEFUL YOU WILL CLOSELY REVIEW
9 THESE RECOMMENDATIONS FROM THE COMMUNITY AND ADOPT THE
10 CONDITIONS AS PART OF THE REPLACEMENT C.U.P. FOR SUNSHINE
11 CANYON LANDFILL. THESE CONDITIONS WILL GO A LONG WAY IN
12 PROVIDING THE GREATEST PROTECTION OF THE COMMUNITY AND THE
13 ENVIRONMENT. THANK YOU.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, MR. TOU. JAN CHATTEN-
16 BROWN.

17

18 **JAN CHATTEN-BROWN:** GOOD AFTERNOON NOW. JAN CHATTEN-BROWN ON
19 BEHALF OF THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, NORTH
20 VALLEY COALITION, SIERRA CLUB, PLANNING AND CONSERVATION
21 LEAGUE AND ENVIRONMENTAL LAW FOUNDATION.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** JAN CHATTEN-BROWN IS REPRESENTING
24 THE TEAMSTERS?

25



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1 **JAN CHATTEN-BROWN:** I'M REPRESENTING THE TEAMSTERS, AMONG THE--
2 ALONG WITH THE ENVIRONMENTAL GROUP.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** THIS IS BREAKING NEWS. GIVE HER 10
5 SECONDS.

6

7 **JAN CHATTEN-BROWN:** IN ANY CASE, BY LETTER OF FEBRUARY THE 1ST,
8 SIGNED BY LINDA LIE OF VALSHOA BERGERSON, WE SPECIFIED THOSE
9 AREAS WHERE WE BELIEVED THAT THE CONDITIONS DO NOT MEET THE
10 INTENTS STATED ON JUNE 7TH BY THIS BOARD, THAT THE CONDITIONS
11 SELECTED BE THE MORE STRINGENT BETWEEN THE CITY AND THE COUNTY
12 CONDITIONS. WE THINK THE STAFF HAS GENERALLY DONE A VERY GOOD
13 JOB BUT, IN THE AREA OF THE ALTERNATE FUELS, THE 500-FOOT
14 SETBACK AND THE OFF-SITE TREE MITIGATION, WE BELIEVE THAT THE
15 CONDITIONS COULD BE IMPROVED, CONSISTENT WITH YOUR PRIOR VIEWS
16 AND WE RECOMMEND THAT THE LANGUAGE THAT WE PROPOSE BE
17 INCORPORATED. THE CATCH-ALL PROVISION THAT WAS ORIGINALLY
18 PROPOSED, WE RECOMMEND BECAUSE, AGAIN, IT'S CONSISTENT WITH
19 YOUR INTENT THAT THE MOST STRINGENT CONDITIONS APPLY. WE
20 BELIEVE THAT THAT SHOULD BE THE END OF THE DEBATE TODAY. THE
21 PUBLIC HEARING WAS CLOSED LAST TIME, THE CHAMBERS ARE NOT
22 FILLED BECAUSE WE UNDERSTOOD THAT THE FUNDAMENTAL DECISION HAD
23 BEEN MADE LAST TIME AND WOULD NOT BE REVISITED THIS TIME. IF,
24 IN FACT, YOU DO CONSIDER B.F.I.'S PROPOSAL WITH REGARD TO THE
25 OUT OF COUNTY WASTE AND THE MONITOR, THEN WE ASK THAT YOU



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1 REOPEN THE ISSUE OF THE 90 MILLION TON CAP, TAKE OUT THE
2 LANGUAGE ABOUT THE FEASIBILITY OF ALTERNATIVE FUELS AND SIMPLY
3 REQUIRE THE FUELS BECAUSE THAT SOUTH COAST DISTRICT HAS FOUND
4 THAT THEY ARE FEASIBLE. THERE'S A WHOLE SERIES OF OTHER THINGS
5 THAT WE WOULD PROPOSE AND, IN FACT, I WOULD HOPE, IF YOU'RE
6 GOING TO CONSIDER B.F.I.'S PROPOSED MODIFICATIONS, IF THERE IS
7 A MOTION TO AMEND THE PRIOR ACTION, THAT YOU WOULD THEN
8 CONTINUE THIS AND ALLOW US TO BRING THE PUBLIC BACK TO ADDRESS
9 IT.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THANK YOU. LET ME ASK ANNE
12 ZILIAK TO COME DOWN, WAYDE HUNTER AND ARNOLD SACHS. AND YOU
13 ARE MR. SELIG?

14

15 **WILLIAM SELIG:** CHAIRMAN OF THE BOARD AND BOARD MEMBERS, THANK
16 YOU FOR HAVING ME HERE TODAY. I WAS HERE SEPTEMBER ON IDEAS ON
17 ELIMINATING LANDFILLS, SO I'M GETTING-- IT'S AN EDUCATIONAL
18 PROCESS WITH ME. I'VE BEEN IN VARIOUS PROJECTS BUT WE-- THANKS
19 TO SUPERVISOR MICHAEL ANTONOVICH, HE HAD ME MEET WITH A
20 POWERPOINT MEETING NOVEMBER 15TH WITH THE COUNTY OF LOS
21 ANGELES BOARD OF SUPERVISORS. THANKS TO YOU FOR ALLOWING ME TO
22 MEET WITH THE PUBLIC WORKS AND ALSO THE SANITATION DEPARTMENT.
23 SO THEY HAD AN ENVIRONMENTAL MEETING ON MY PROPOSAL TO
24 ELIMINATE LANDFILL BY ACTUALLY PROCESSING THE WASTE WITH
25 SLURRY AND TO GASIFICATION AND CREATE ALTERNATIVE ENERGY FUEL.



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1 I TOLD THIS TO GOVERNOR SCHWARZENEGGER, HE LIKES THE IDEA, BUT
2 IT'S A BIG PROBLEM BECAUSE IT CHANGES THE RECYCLING PROGRAM OF
3 TRASH AND WE WANT TO MAKE ALTERNATIVE FUEL OUT OF THE TRASH,
4 SO BASICALLY I HAD THIS POWERPOINT MEETING WITH THE PUBLIC
5 WORKS, AS WELL AS THE SANITATION DEPARTMENT, THE ENVIRONMENTAL
6 ENGINEERS AND ONE WAS 28, 32 YEARS OLD, THEY DIDN'T UNDERSTAND
7 WHAT WE WERE DOING, SO IT TURNED OUT TO BE A TWO-HOUR
8 POWERPOINT MEETING TO EXPLAIN THE TECHNOLOGY THAT WAS AROUND
9 HERE BEFORE THEY WERE BORN. BASICALLY, I'M GOING BACK TO THE
10 PUBLIC WORKS NEXT WEEK AND SEE IF THEY CAN LOOK INTO THIS
11 THING FURTHER FOR STUDIES AND BECAUSE THEY TOLD ME THAT
12 EVERYBODY IN THE WORLD IS AHEAD OF US, JAPAN AND GERMANY.
13 WELL, IF THEY ARE, WHY DON'T WE DO SOMETHING ABOUT IT? SO I
14 WROTE A LETTER TO THEM, IT'S GOING TO BE THE 8TH, TO THE TWO
15 COUNTY AGENCIES FOR A MEETING, SO I THOUGHT I'D GIVE YOU A
16 COPY OF THIS, WHAT I'M DOING. SO MY POINT HERE IS INFORMATION
17 AND EDUCATION FOR ALL OF US TO SEE HOW WE CAN DO SOMETHING.
18 I'M TRYING TO DO SOMETHING AND GET IT SOLVED. I'M A VETERAN OF
19 TWO WARS, BY THE WAY. THEY HAVEN'T BURIED ME YET BUT I FIGHT
20 FOR THE IDEAS AND THE SOLUTIONS. I THINK WE NEED MORE STUDIES
21 INTO ELIMINATING LANDFILL AND, OF COURSE, IF WE CAN CONVERT
22 THIS TRASH INTO FUEL, BIOFUEL, IT WOULD BE A GOOD THING. THE
23 FEDERAL GOVERNMENT IS GOING INTO A LOT OF RESEARCH NOW ON THAT
24 AND THEY'RE PROPOSING \$20 BILLION BILL TO GO INTO A LOT OF
25 THINGS ON THIS ALTERNATIVE ENERGY THING. SO I THINK WE'RE AT



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1 THE TIME NOW WHERE WE SHOULD HAVE THE COUNTY AGENCIES TO LOOK
2 INTO IT FURTHER AND NOT SIDESTEP IT. SO I WANTED YOU TO KNOW
3 THAT I'M FIGHTING FOR YOU, THE BOARD OF SUPERVISORS, TO DO
4 SOMETHING AND HOPE IT RESOLVES AND ELIMINATES LANDFILL,
5 BECAUSE NOBODY REALLY WANTS LANDFILL, ESPECIALLY THE PEOPLE
6 NEXT TO IT BUT I THINK WE HAVE TO SOLVE THE PROBLEM OVER A FEW
7 YEARS AND I HOPE YOU SUPPORT ME IN BACKING ME TO INVESTIGATE
8 THIS THING FURTHER.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. ANNE ZILIAK.

11

12 **ANNE ZILIAK:** YES, HELLO. I AM HERE TODAY AS A REPRESENTATIVE
13 FOR THE GRANADA HILLS NORTH NEIGHBORHOOD COUNCIL ON THE
14 CITIZENS ADVISORY COMMITTEE FOR THE CITY FOR SUNSHINE CANYON
15 LANDFILL. OUR COMMITTEE RECENTLY MET AND VOTED TO SUBMIT THE
16 FOLLOWING LETTER. WE DID GIVE COPIES TO THE BOARD OF
17 SUPERVISORS AND I BELIEVE A NUMBER OF STAFF OF THE SUPERVISORS
18 AS WELL. THE FIRST POINT THAT WE HAVE IS THAT WE THOUGHT THAT
19 THE HEARINGS PREVIOUSLY WERE SO THAT THE MOST STRINGENT
20 CONDITIONS WOULD APPLY AND WE, WITH DIRECTION FROM THIS BOARD,
21 THAT IS WHAT WE THOUGHT THAT THEY HAD DONE. THERE WERE A FEW
22 THINGS THAT WE DIDN'T NECESSARILY AGREE WITH BUT WE FELT THAT
23 THIS COUNTY STAFF, YOU KNOW, DID MAKE A VERY GOOD EFFORT AT
24 COMING UP WITH THE NEW CONDITIONS OR THE ADDED CONDITIONS
25 BETWEEN THE CITY AND THE COUNTY TO MAKE THEM MORE STRINGENT.



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1 WE UNDERSTAND THAT THEY WERE GOING TO ASK FOR THIS-- THE OUT
2 OF COUNTY TRASH ISSUE TO BE OFF THE TABLE AND THEY WERE GOING
3 TO DISCUSS IT WITH YOU, AND WE FELT THAT, BECAUSE IT IS THE
4 MOST STRINGENT CONDITION, THAT THAT REALLY NEEDS TO APPLY. IF
5 YOU ARE GOING TO LET B.F.I. PICK WHICH IS THE MOST STRINGENT
6 CONDITION OR WHETHER TO FOLLOW ONE OR NOT, THAT KIND-- THAT,
7 TO US, SAYS THAT THIS REALLY HASN'T BEEN RESOLVED AND WE
8 THOUGHT THAT IT WAS. WE ARE HOPING THAT YOU WOULD KEEP YOUR
9 WORD FOR THE MOST STRINGENT CONDITIONS TO APPLY. AND, IF
10 THAT'S TRUE, THERE ARE 15 POINTS THAT THE C.A.C. HAD
11 PREVIOUSLY SUBMITTED THAT WERE NOT ACCEPTED AND WE WOULD WANT
12 THOSE THEN DISCUSSED AND SO WE AGREE WITH JAN CHATTEN-BROWN
13 ABOUT OPENING IT BACK UP TO GIVE US AN OPPORTUNITY, THEN, TO
14 SUBMIT THOSE THINGS FOR-- IN TESTIMONY. THE LAST THING WAS WE
15 LOOKED AT THE PROVISION FOR THE OAK TREE MITIGATION FOR OFF-
16 SITE PLANTING AND WE ARE ASKING THAT IF YOU-- WHEN YOU CHOOSE
17 WHERE THOSE THOUSAND TREES WILL GO, THOSE MITIGATION OAKS,
18 THAT THEY BE PLANTED IN AN AREA AT LEAST SURROUNDING THE
19 UNINCORPORATED AREA OF THE COUNTY THAT'S NEAREST THE SUNSHINE
20 CANYON LANDFILL.

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. MR. HUNTER?

23

24 **WAYDE HUNTER:** THANK YOU. MY NAME IS WAYDE HUNTER. I'M
25 PRESIDENT OF THE NORTH VALLEY COALITION. FIRST, I'M IN AN



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1 UNUSUAL POSITION, NOT WANTING AN EXPANSION IN THE NEW CUP BUT,
2 GIVEN THAT YOU HAVE PASSED IT PREVIOUSLY, WE HAVE WORKED
3 DILIGENTLY WITH STAFF TO ENSURE THAT THE MOST STRINGENT
4 CONDITIONS BETWEEN THE COUNTY AND THE CITY APPLY. THERE ARE
5 MANY THINGS THAT THE COMMUNITY, VARIOUS ORGANIZATIONS AND A
6 NUMBER OF POLITICIANS HAVE SOUGHT AND DID NOT GET. FOR
7 INSTANCE, A 90 MILLION TON CAP, THE USE OF ALTERNATIVE FUEL, A
8 500 FOOT SETBACK, NEW VEGETATION PLAN, DEDICATED ON-RAMPS AND
9 OFF-RAMPS, NO STOP PLYING OF SOIL ABOVE PERMITTED ELEVATIONS,
10 PROBES 650 FEET APART ON THE SOUTH SIDE RATHER THAN A THOUSAND
11 FEET, MITIGATION TREES TO BE PLANTED IN PROXIMITY TO THE
12 LANDFILL AND/OR THE SAN FERNANDO VALLEY, MANY MORE. AND I JUST
13 WANTED TO REMIND YOU THAT YOU APPROVED THE ORIGINAL EXPANSION
14 IN THE COUNTY ON OVERRIDING CONSIDERATIONS BUT THERE WAS A
15 TRASH CRISIS IN THE COUNTY. YOU LATER CAJOLED THE CITY INTO
16 REOPENING THE CITY SIDE AND COMBINING THE LANDFILL IN AN
17 EFFORT, YOU SAID, TO, QUOTE, "ADDRESS ITS TRASH", TO MAKE THE
18 CITY ADDRESS ITS TRASH. SO I WOULD RESPECTFULLY ASK THAT YOU
19 APPROVE THE C.U.P. AS SUBMITTED AND NOT TAKE INTO ACCOUNT
20 B.F.I.'S REQUEST FOR CHANGES. OTHERWISE, YOU SHOULD CONTINUE
21 THIS ITEM AND RECONSIDER THE PUBLIC'S OTHER REQUESTS FOR
22 ADDITIONAL CONDITIONS. THANK YOU.

23
24 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU VERY MUCH. MR. SACHS?
25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **ARNOLD SACHS:** GOOD AFTERNOON. YES, THIS IS THE SECOND TIME
2 THAT I'VE APPEARED BEFORE THE COUNCIL ON THIS ITEM. I
3 TESTIFIED ON THE 7TH REGARDING THE MATH OF THIS INCREASE AND
4 THE EXPLANATION WAS GIVEN THAT THE INCREASE IS NOT ADDITIONAL
5 TRASH BUT THAT THE INCREASE IS A LAYER OF COVERAGE TO PUT OVER
6 THE TRASH AND THAT THE TOTALS WORKED OUT THAT WAY. AND I HAVE
7 TO DISAGREE WITH THAT BECAUSE THIS IS A SOLID WASTE INTAKE
8 AND, IF THEY'RE PUTTING COVERAGE OVER THE TRASH ORIGINALLY
9 FROM 6,000 TONS, THEN THEY'RE REALLY NOT BRINGING IN 6,000
10 TONS, THEY'RE BRINGING IN LESS. SO I DID A LITTLE BIT OF MATH
11 ON THAT AND WHAT I CAME UP WITH IS THAT THE ADDITIONAL-- THE
12 DIFFERENCE BETWEEN THE 66,000 TONS AS WRITTEN IN THIS ITEM AND
13 THE 72,600 TONS THAT THE MATH WORKS OUT TO IS 6,600 TONS AND,
14 OVER A PERIOD OF ONE YEAR, THAT WORKS OUT TO 52 EXTRA DAYS
15 AND, OVER A PERIOD OF THE CONTRACT, WHICH WAS, I BELIEVE, IT'S
16 NOT LISTED IN HERE, FOR 30 YEARS, THAT WORKS OUT TO FIVE YEARS
17 OF UNREPORTED TRASH PICKUP. AND, AT AN AVERAGE OF BETWEEN 20
18 AND 15 TONS, 20 TONS BEING A MAXIMUM THAT A TRASH TRUCK WOULD
19 CARRY, THAT WORKS OUT TO 350-- 320 TRUCKS CARRYING TRASH AND,
20 AT 15 TONS, THAT WORKS OUT TO 440 TRUCKS THAT WOULD BE AN
21 ADDITIONAL TRAFFIC AND NOBODY'S REPORTED THAT AND I'M JUST
22 CURIOUS. THE PEOPLE THAT HAVE COME BEFORE ME HAVE BROUGHT UP
23 ENVIRONMENTAL IMPACT REPORTS AND THAT'S ALL I HAVE TO SAY.
24 THANK YOU.

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU VERY MUCH, MR. SACHS.
2 THAT CONCLUDES THE PUBLIC HEARING. THE PUBLIC HEARING IS
3 CLOSED. WE NOW HAVE THE ITEM BEFORE US. MR. ANTONOVICH, DID
4 YOU WANT TO BE HEARD?

5

6 **SUP. ANTONOVICH:** THE CITIZENS OF GRENADA HILLS HAVE LONG, LONG
7 BEEN IMPACTED BY THIS LANDFILL. THEY'VE BEEN GIVEN MANY
8 PROMISES. THEY'VE FOUGHT A VERY GOOD COMMUNITY EFFORT TO HAVE
9 SOME CLOSURES AND, WHILE THIS IS NOT PERFECT, WE DO HAVE A
10 CLOSURE DATE TODAY AND WHAT IS ALSO THE LANDFILL, THE COUNTY
11 RULES ARE THE SAME OR STRICTER THAN THE CITY OF LOS ANGELES'
12 RULES AND THOSE STRICTER ONES WILL BE THE ONES THAT WILL BE
13 USED IF THAT FACILITY IS APPROVED. I WOULD LIKE TO SEE THE
14 BOARD VOTE IT DOWN. I WOULD HOPE THERE WOULD BE THREE VOTES
15 AGAINST IT BUT IT'S A SAD COMMENTARY FOR THE CITIZENS OF THIS
16 GRENADA HILLS AND THE SAN FERNANDO VALLEY, BUT THERE ARE--
17 THERE IS A CLOSURE DATE FINALLY IN PLACE. I WOULD LIKE TO HAVE
18 HAD IT BEEN SHORTER BUT IF THIS BOARD WILL VOTE THIS DOWN,
19 THEN WE'LL MAKE THOSE RECOMMENDATIONS.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. ANYBODY ELSE? THE ITEM
22 WE HAVE BEFORE US IS THE APPROVAL.

23

24 **RICHARD WEISS:** I DON'T KNOW IF YOUR BOARD CONSIDERS SUPERVISOR
25 ANTONOVICH'S MOTION A MOTION TO DENY BUT OTHERWISE THE MATTER



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 THAT WAS ON THE AGENDA WAS THE RECOMMENDATION TO APPROVE
2 FINDINGS AND CONDITIONS AND GIVE FINAL APPROVAL TO THE
3 PROJECT, BASED UPON OUR COMING BACK WITH CONDITIONS TO SATISFY
4 YOUR INTENDED DECISION.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. ANTONOVICH, DID YOU MAKE A
7 MOTION? I DIDN'T HEAR A MOTION. ALL RIGHT. SO WE HAVE THE ITEM
8 BEFORE US. CALL THE ROLL.

9

10 **SUP. ANTONOVICH:** THE MOTION IS TO DENY?

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** NO, THE ITEM BEFORE US IS TO
13 APPROVE. AND YOU WANT TO MAKE A SUBSTITUTE MOTION?

14

15 **SUP. ANTONOVICH:** I DIDN'T MAKE THE MOTION TO APPROVE.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** OH, OKAY. I SEE WHAT YOU'RE
18 SAYING. YOU'RE CORRECT. SO DID YOU MAKE A MOTION TO DENY?

19

20 **SUP. ANTONOVICH:** IF WE HAVE...

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** I MEAN, YOU CAN OR SOMEBODY ELSE
23 CAN MAKE A MOTION...

24



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. ANTONOVICH:** IF THERE ARE THREE VOTES TO NOT APPROVE THIS
2 ITEM, THEN I WILL BRING IN A MOTION.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** WELL, WE WON'T KNOW UNTIL WE CALL
5 THE ROLL, WILL WE, UNDER THE RALPH M. BROWN ACT. SO THERE'S A
6 MOTION TO DENY THE APPLICATION. I'LL SECOND IT. CALL THE ROLL.

7

8 **CLERK SACHI HAMAI:** SUPERVISOR MOLINA?

9

10 **SUP. MOLINA, CHAIR:** (OFF-MIKE).

11

12 **CLERK SACHI HAMAI:** SUPERVISOR BURKE?

13

14 **SUP. BURKE:** AYE.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** AYE?

17

18 **SUP. BURKE:** AYE. I SAID AYE. YES. WAIT A MINUTE. I THOUGHT THE
19 MOTION-- YOU DIDN'T MAKE A MOTION.

20

21 **C.A.O. JANSSEN:** YES, HE DID.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** YEAH, HE DID. THAT'S WHAT I
24 THOUGHT. I DIDN'T THINK YOU HEARD.

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. BURKE:** I SEE. I THOUGHT HE SAID HE WOULDN'T MAKING A
2 MOTION.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** HE CHANGED HIS MIND.

5

6 **SUP. ANTONOVICH:** I SAID IF THERE ARE THREE VOTES TO DENY
7 THIS...

8

9 **SUP. BURKE:** THEN YOU WOULD MAKE A MOTION. OKAY. NO.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** HE MADE THE MOTION TO DENY, I
12 SECONDED IT. MS. MOLINA VOTED "NO." NOW IT'S YOUR VOTE.

13

14 **SUP. BURKE:** NO.

15

16 **CLERK SACHI HAMAI:** SUPERVISOR KNABE?

17

18 **SUP. KNABE:** NO.

19

20 **CLERK SACHI HAMAI:** SUPERVISOR ANTONOVICH?

21

22 **SUP. ANTONOVICH:** AYE.

23

24 **CLERK SACHI HAMAI:** SUPERVISOR YAROSLAVSKY?

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. YAROSLAVSKY, CHAIRMAN:** YES. IT FAILS THREE TO TWO. IS
2 THERE A MOTION TO APPROVE IT?

3

4 **SUP. MOLINA:** CAN I ASK A QUESTION? THERE WAS AN AMENDMENT
5 ROLLING AROUND ABOUT MONITORING. IS THAT AGREED UPON? THIS IS
6 THE ISSUE OF MONITORING, AS TO WHO THE MONITOR IS? IS THAT AN
7 UNCLEAR ISSUE HERE?

8

9 **FRANK MENESES:** WE ADDED A CONDITION THAT IS CONSISTENT WITH
10 WHAT THE CITY HAS AND THAT'S TO HAVE AN INDEPENDENT MONITOR TO
11 REVIEW THE CONDITIONS AND SO FORTH. WE BELIEVE IT'S CONSISTENT
12 WITH THE CITY'S. B.F.I.'S CONCERN IS THAT THEY WOULD HAVE TO
13 HAVE TWO SEPARATE MONITORS. WE DON'T THINK THAT'S THE CASE. WE
14 THINK THEY CAN HAVE ONE SINGLE MONITOR FOR BOTH.

15

16 **SUP. MOLINA:** SO DOES IT NEED TO BE CLARIFIED? YOU'RE SAYING
17 THAT, UNDER THE PROVISIONS THAT YOU HAVE, IT'S THE SAME
18 MONITOR?

19

20 **FRANK MENESES:** THAT WOULD BE OUR INTENT. WE DON'T BELIEVE IT'S
21 NECESSARY TO HAVE TWO SEPARATE MONITORS AND WE CAN CLARIFY
22 THAT WITH B.F.I. IN A LETTER.

23

24 **SUP. MOLINA:** YOU UNDERSTAND THAT AS WELL?

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **RICHARD WEISS, COUNSEL:** YES, SUPERVISOR. THERE'S NOTHING IN
2 THE CONDITION THAT REQUIRES TWO SEPARATE, INDEPENDENT
3 MONITORS. THERE MUST BE AN INDEPENDENT MONITOR THAT MONITORS
4 BOTH THE CITY AND THE COUNTY PORTIONS.

5

6 **SUP. MOLINA:** SO NOBODY'S GOING TO COME IN LATER ON AND SAY
7 THERE'S A VIOLATION OF THE CONDITIONS BECAUSE JOE BLOW AND JOE
8 SMITH ARE TWO DIFFERENT-- IF THEY GO AHEAD AND HAVE THE SAME
9 PERSON-- I MEAN, INDEPENDENT MEANS INDEPENDENT, SO IF THE CITY
10 IS INDEPENDENT AND THEN THE COUNTY IS INDEPENDENT? I JUST WANT
11 A CLARIFICATION ON THAT.

12

13 **RICHARD WEISS:** WE BELIEVE THAT CAN BE HANDLED WITH A SINGLE
14 INDEPENDENT MONITOR.

15

16 **SUP. MOLINA:** WHY DOESN'T IT SAY THAT?

17

18 **RICHARD WEISS:** WELL, WE WERE TAILORING IT LIKE THE CITY'S,
19 MORE OR LESS THE LANGUAGE, THE WAY IT WAS WRITTEN BUT WE CAN
20 CLARIFY THAT.

21

22 **SUP. MOLINA:** BUT I JUST WANT YOU, AS A LAWYER, TO TELL ME
23 NOBODY CAN CHALLENGE IT BECAUSE THEY HAVE THE SAME, QUOTE,
24 "INDEPENDENT INSPECTOR".

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **RICHARD WEISS:** WELL, I WOULD NEVER TELL YOU THAT NOBODY CAN
2 CHALLENGE IT BUT WHAT I WILL TELL YOU IS THAT WE BELIEVE THAT
3 THE CONDITION DOES NOT REQUIRE TWO SEPARATE MONITORS.

4

5 **SUP. MOLINA:** ALL RIGHT. SO THEN LET ME UNDERSTAND. THERE'S
6 ENOUGH PEOPLE HERE WHO WILL CHALLENGE ANYTHING HERE, I MEAN,
7 ANY, SO THAT'S WHY IT'S IMPORTANT TO GET A CLARIFICATION. SO
8 WHAT IS THE APPROPRIATE LANGUAGE THAT ONE WOULD NEED TO
9 CLEARLY STATE THAT IT COULD BE THE SAME MONITOR, SINCE THAT IS
10 THE INTENT HERE?

11

12 **RICHARD WEISS:** IF THE BOARD WAS INTERESTED IN MAKING IT
13 CLEARER THAN IT IS, IT COULD PROVIDE THAT, IN THE EVENT OF A
14 CITY-COUNTY JOINT OPERATION, A SINGLE MONITOR CONSULTANT WILL
15 BE SATISFACTORY TO SATISFY THIS CONDITION.

16

17 **SUP. MOLINA:** SO IS THAT A LANGUAGE CHANGE THAT HAS TO BE MADE?

18

19 **RICHARD WEISS:** AGAIN, WE DON'T THINK IT HAS TO BE MADE. EVEN
20 B.F.I.'S REPRESENTATIVE INDICATED THEY THOUGHT IT WAS MORE FOR
21 PURPOSES OF CLARIFICATION.

22

23 **SUP. MOLINA:** IF I MAKE SUCH AN AMENDMENT, WHAT DOES THAT MEAN
24 TO THE PROCESS?

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **RICHARD WEISS:** WELL, IT MEANS THAT, IF WE GET THE LANGUAGE, WE
2 CAN INTERLINEATE AND WE CAN PROVIDE A TRADE OUT PAGE TO THE
3 CLERK OF THE BOARD SO YOUR BOARD CAN TAKE FINAL ACTION TODAY.

4

5 **SUP. MOLINA:** SO IT DOESN'T HAVE TO GO THROUGH ANOTHER HEARING,
6 ANOTHER PROCESS OR ANYTHING ELSE?

7

8 **RICHARD WEISS:** NO, IT WOULD NOT HAVE TO GO THROUGH ANOTHER
9 PROCESS.

10

11 **SUP. MOLINA:** BECAUSE I WOULD LIKE TO MAKE THAT CLARIFICATION,
12 IF IT'S NOT-- IF-- THERE MAY BE AN INTERPRETATION BY SOME THAT
13 SOMEBODY'S GOING TO COME IN LATER ON AND CHALLENGE THAT
14 CONDITION BASED ON...

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** THIS IS ON THE MONITORING, YOU'RE
17 TALKING ABOUT? THE MONITORING?

18

19 **SUP. MOLINA:** YEAH. BECAUSE IT JUST SEEMS AS THOUGH, IF THAT'S
20 THE INTENT BUT YET NOT CLEAR. SO CAN I ASK YOU TO PREPARE THAT
21 LANGUAGE? THAT IT'S NOT GOING TO BE INTERRUPTIVE TO THE
22 PROCEEDINGS.

23



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **RICHARD WEISS:** WHAT I SUGGEST IS, IF I CAN HAVE ABOUT A
2 MINUTE, I CAN DRAFT LANGUAGE, I CAN READ OUT LOUD AND MAKE
3 SURE EVERYBODY IS...

4

5 **SUP. MOLINA:** ALL RIGHT. WHY DON'T YOU?

6

7 **SUP. BURKE:** I HAVE SOME LANGUAGE IF YOU WANT TO TAKE A LOOK AT
8 IT.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** I THINK IT WOULD JUST BE
11 WORTHWHILE TO SEE AN ATTORNEY DO SOMETHING IN ONE MINUTE! IT
12 WOULD JUST... [LAUGHTER]

13

14 **RICHARD WEISS:** WHAT I WOULD THINK THE LANGUAGE WOULD BE, PART
15 12, SUBSECTION E OF THE I.M.P., WHICH IS THE MONITORING
16 PROGRAM SHOULD BE AMENDED TO READ AS FOLLOWS, "AFTER THE
17 COMMENCEMENT OF CITY/COUNTY PROJECT OPERATIONS, IT IS
18 ANTICIPATED THAT A SINGLE INDEPENDENT CONSULTANT, JOINTLY
19 CHOSEN BY THE COUNTY AND CITY, WILL MONITOR THE CONDITIONS AND
20 MITIGATION MEASURES OF THIS GRANT AND THE CITY ORDINANCE
21 PURSUANT TO A JOINT L.E.A. AGREEMENT. HOWEVER, IF A SINGLE
22 CONSULTANT NOT RETAINED FOR THE CITY/ COUNTY PROJECT OR THE
23 CITY/ COUNTY PROJECT DOES NOT GO FORWARD, THE DIRECTOR OF THE
24 DEPARTMENT, WHICH IS OUR DEPARTMENT OF REGIONAL PLANNING, UPON
25 RECOMMENDATION BY THE T.A.C., WHICH IS THE TECHNICAL ADVISORY



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 COMMITTEE, MAY CONTINUE TO RETAIN SUCH SERVICES OF AN
2 INDEPENDENT COUNTY CONSULTANT AS NECESSARY THROUGHOUT THE LIFE
3 OF THIS GRANT."

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** IS THAT YOUR MOTION, MS. MOLINA?

6

7 **SUP. MOLINA:** IF THAT MAKES IT APPROPRIATE CLARIFICATION THAT
8 OUR LAWYERS ARE SAYING MAKES THE APPROPRIATE CLARIFICATION.

9

10 **SUP. BURKE:** I'LL SECOND IT.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. IT'S MOVED AND
13 SECONDED. IS THERE ANY OBJECTION TO THAT? IF NOT, NO OBJECTION
14 TO THAT ONE AMENDMENT. NOW WE HAVE THE ITEM BEFORE US. IS
15 THERE A MOTION-- WE'VE HAD A MOTION TO DENY AND IT FAILED 2-
16 TO-3. IS THERE A MOTION TO APPROVE?

17

18 **SUP. BURKE:** I'LL MOVE.

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** MS. BURKE MOVES, MS. MOLINA
21 SECONDS. CALL THE ROLL.

22

23 **CLERK SACHI HAMAI:** SUPERVISOR MOLINA?

24

25 **SUP. MOLINA, CHAIR:** AYE.



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1

2 **CLERK SACHI HAMAI:** SUPERVISOR BURKE?

3

4 **SUP. BURKE:** AYE.

5

6 **CLERK SACHI HAMAI:** SUPERVISOR KNABE?

7

8 **SUP. KNABE:** AYE.

9

10 **CLERK SACHI HAMAI:** SUPERVISOR ANTONOVICH?

11

12 **SUP. ANTONOVICH:** NO.

13

14 **CLERK SACHI HAMAI:** SUPERVISOR YAROSLAVSKY?

15

16 **SUP. YAROSLAVSKY:** NO. IT IS APPROVED WITH THAT ONE
17 CLARIFICATION. THANK YOU ALL VERY MUCH. WE HAVE-- ANY OTHER
18 ITEMS OTHER THAN PUBLIC COMMENT?

19

20 **CLERK SACHI HAMAI:** THAT'S IT.

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** LET'S GO TO PUBLIC COMMENT. ALL
23 RIGHT. ROSALIE LEE-- I CAN'T READ YOUR HANDWRITING-- HAMPT?
24 AND EZRA LEVY LEVI. THOSE ARE THE TWO CARDS I HAVE.

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **LEE MARKS:** HI. I'M LEE MARKS AND I'M HERE PLEADING FOR HELP,
2 WHICH I HOPE IS NOT AN EXERCISE IN FUTILITY. PLEASE, THE
3 PROPERTY, 1623, IS FATALLY DANGEROUS TO THE PUBLIC, FATALLY
4 DANGEROUS. I RECEIVED A LETTER YESTERDAY FROM SENATOR-- FROM
5 SUPERVISOR MOLINA'S OFFICE WHICH IS TOTALLY, TOTALLY WRONG AND
6 SOMEBODY WHO DID THE INVESTIGATION KNOWS MINUS NOTHING ABOUT
7 LAW. I THINK IT WAS FROM VERONICA. SHE STATES THAT THE
8 PROPERTY IS-- THE PROPERTY IS MY SON'S, BUT M.T.A. TOTALLY
9 DESTROYED IT AND IT'S STILL IN THE COURT AND WHAT I WANT TO
10 TELL YOU, YOU HAVE CHILDREN, TOO. MY SON WILL NEVER, NEVER,
11 NEVER, NEVER SIGN A PAPER THAT HE'S RESPONSIBLE FOR EVERYTHING
12 M.T.A. DIDN'T DESTROY. TOTALLY, TOTAL DESTRUCTION, FATALLY
13 DANGEROUS TO THE PUBLIC AND WHAT VERONICA SAYS THAT MY SON--
14 THAT MY SON SIGNED A SETTLEMENT WITH THEM. NEVER, NEVER, HE
15 WILL NEVER SIGN IT AND HE WILL NEVER BUY THE BROOKLYN BRIDGE.
16 IT WILL COST MILLIONS AND MILLIONS OF DOLLARS TO REPAIR WHAT
17 M.T.A. DID. AND THEN THEY WANT YOU TO DEDICATE IT TO M.T.A.
18 AND BE FOREVER RESPONSIBLE FOR IT. TOTAL CRAZINESS. MY SON IS
19 TOTALLY, TOTALLY, TOTALLY DESTROYED FROM IT. SO...

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** WHERE IS THE PROPERTY?

22

23 **LEE MARKS:** 1623 EAST FIRST STREET. COULD I TELL YOU WHAT
24 M.T.A. DID DO IT?

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. YAROSLAVSKY, CHAIRMAN:** NO. I THINK YOU'VE COMMUNICATED
2 THAT TO US BEFORE. I JUST DIDN'T REMEMBER WHERE IT WAS. GO
3 AHEAD.

4

5 **LEE MARKS:** BUILDING AND SAFETY GAVE EIGHT MAJOR VIOLATIONS
6 REGARDING THE PROPERTY, EIGHT MAJOR VIOLATIONS AND, IF IT'S
7 NOT CARED FOR, IT WOULD BE A CRIMINAL OFFENSE. SO THAT'S
8 M.T.A.'S RESPONSIBILITY, SO THE LAWYER FOR THE COUNTY COUNSEL
9 WROTE A LETTER TO M.T.A. STATING EVERYTHING IS A BUREAUCRACY
10 AND EVERYTHING IS POLITICAL AND IT'S ON THE COURT DOCUMENTS.
11 SO REMOVAL OF THE VIOLATIONS AND I SPOKE TO MR. ABLEMAN, WHO
12 IS THE MAIN GUY FOR BUILDING AND SAFETY, HE SAID HE'S FURIOUS
13 THAT HE HAS TO REMOVE THE VIOLATIONS BUT M.T.A. HAS MORE POWER
14 THAN HE HAS AND M.T.A. CAN DO WHATEVER THEY WANT, ILLEGAL OR
15 NOT. AND ANOTHER THING, I WOULD LIKE THE OPPORTUNITY TO SPEAK
16 TO COUNTY COUNSEL BECAUSE COUNTY COUNSEL PUT IN FRAUDULENT
17 TRANSCRIPTS, MY TRANSCRIPTS, CHANGED THE WORDS, ALTERED IT,
18 OMITTED IT, TAMPERED WITH IT, TOTALLY ILLEGAL AND HAVE A RIGHT
19 TO DISCUSS IT WITH SOMEBODY BECAUSE WHAT THEY DID IS TOTAL
20 FRAUD. AND I SPOKE WITH THE DISTRICT ATTORNEY AND THE DISTRICT
21 ATTORNEY TOLD ME THAT THE JUDGE SHOULD HAVE THEM IN CONTEMPT
22 OF COURT. BUT, PLEASE, I'M BEGGING FOR HELP.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. MS. MOLINA?

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. MOLINA:** MR. CHAIRMAN? THANK YOU. WE HAVE WORKED
2 EXTENSIVELY WITH OUR CONSTITUENT. HER SON HAS ACCEPTED THE
3 ARRANGEMENT AND THERE'S NOTHING WE CAN DO.

4

5 **LEE MARKS:** HE DIDN'T.

6

7 **SUP. MOLINA:** I KNOW YOU'RE NOT HAPPY WITH IT.

8

9 **LEE MARKS:** IT HAS NOTHING TO DO WITH...

10

11 **SUP. MOLINA:** ...AND WE OFFERED TO HAVE OUR INSPECTOR GENERAL
12 FROM THE M.T.A. MEET WITH YOU BUT ONLY IF YOUR SON WILL COME
13 AS WELL.

14

15 **LEE MARKS:** HE WANTS TO BE.

16

17 **SUP. MOLINA:** WELL, THEN JUST APPROVE THE MEETING. WE SENT YOU
18 A LETTER, A CONFIRMING LETTER THAT SAID SO, AND WE WOULD BE
19 MORE THAN HAPPY BUT YOUR SON MUST JOIN WITH YOU.

20

21 **LEE MARKS:** ABSOLUTELY, ABSOLUTELY.

22

23 **SUP. MOLINA:** THEN YOU KNOW, YOU HAVE THE LETTER...

24



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **LEE MARKS:** BUT WHAT YOU'RE TALKING, IT'S NOT RIGHT. IF YOU
2 WOULD CHECK WITH THE COURT...

3

4 **SUP. MOLINA:** NO, ALL YOU HAVE TO DO IS CALL THE INSPECTOR
5 GENERAL. THEY ARE MORE THAN HAPPY TO MEET WITH YOU.

6

7 **LEE MARKS:** THEY'RE WORKING ON IT. THEY SAID WHEN THEY'RE
8 READY, THEY'LL TELL US TO COME UP.

9

10 **SUP. MOLINA:** NO, NO, NO. THEY HAVE ALREADY TOLD YOU, SO LET'S
11 JUST CUT TO THE CHASE. WE ARE MORE THAN HAPPY TO ACCOMMODATE
12 YOU BUT YOUR SON MUST JOIN YOU.

13

14 **LEE MARKS:** HE WANTS TO. HE WENT UP TO BUILDING AND SAFETY TO
15 ASK FOR HELP.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** MISS MARKS, I...

18

19 **LEE MARKS:** PLEASE.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** MISS MARKS, MISS MARKS, YOUR TIME
22 IS UP AND I THINK MS. MOLINA HAS EXPLAINED THE SITUATION, SO
23 I'M SORRY, THERE'S A MISUNDERSTANDING AT YOUR END.

24



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **LEE MARKS:** BUT IF YOU WOULD CHECK WITH THE COURT, IF YOU WOULD
2 CHECK WITH THE COURT, THERE'S A HEARING FEBRUARY 21ST.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY, WE'LL CHECK BUT...

5

6 **LEE MARKS:** ...AND MY SON WILL NEVER SIGN THAT.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** I'LL DOUBLE CHECK JUST TO MAKE
9 SURE THAT MS. MOLINA IS NOT IN ERROR BUT I HAVE A SUSPICION
10 SHE'S RIGHT AND KNOWS WHAT SHE'S TALKING ABOUT.

11

12 **LEE MARKS:** THERE'S A SETTLEMENT HEARING FEBRUARY 21ST AND HE
13 WILL NEVER SIGN IT, NEVER.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** I HAVE TO GO ON. WE HAVE A MEETING
16 AND OTHER PEOPLE WANT TO BE HEARD. EZRA LEVI?

17

18 **EZRA LEVI:** HONORABLE BOARD OF THE DIRECTOR, I WANT TO THANK
19 YOU FOR THE OPPORTUNITY TO LET ME SPEAK HERE. I WAS SUPPOSED
20 TO BE EARLIER FOR-- REGARD ITEM NUMBER 74 AND I BE LATE FOR
21 SOME PREVIOUS COMMITMENTS AND I DO APOLOGIZE FOR THAT.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** GO AHEAD.

24



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **EZRA LEVI:** I'M THE PRESIDENT OF CHICO'S CONSTRUCTION, INC. AND
2 I'M DOING BUSINESS AS A GENERAL CONTRACTOR AND GENERAL
3 ENGINEERING AND I WORK IN THE L.A. COUNTY BESIDES SOME OTHER
4 PLACES. I'VE BEEN THE LOW BIDDER ON A PROJECT WHICH YOU'VE
5 BEEN VOTING TO REJECT ALL BIDS TODAY AND THAT PROJECT WAS BID
6 ABOUT 10 WEEKS AGO. OUT OF FOUR BIDDERS, I WAS THE LOW BID AND
7 MY BID WAS MILLION 750. NEXT BID WAS ONE MILLION 888. IT WAS
8 138,000 OVER ME. IT'S ABOUT 10% HIGHER. THE NEXT BIDDER WAS
9 TWO MILLION 29, IT WAS 279,000 OVER MY BID AND IT WAS ABOUT
10 20,000 OVER MY BID. THE NEXT ONE WAS TWO HUNDRED AND TWO
11 TWENTY-SEVEN, TWO MILLION, 227,000. THAT WAS OVER HALF A
12 MILLION DOLLARS HIGHER THAN MY BID, WHICH IS ABOUT 20%. ON 1
13 31ST OF THIS YEAR, LIKE 10 WEEKS AFTER THE BID OPENING, I BEEN
14 NOTIFIED THAT ALL BIDS SHOULD BE REJECTED AND, WHEN I ASKED,
15 I'VE BEEN TOLD THAT I CAN COME HERE AND EXPRESS MY OPINION IF
16 I OPPOSE IT AND I DO OPPOSE IT. I READ THROUGH THE
17 RECOMMENDATIONS AND I FIND IN THERE, IT'S THE REASON FOR THE
18 RECOMMENDATIONS TO REJECT ALL BIDS IS MAINLY BECAUSE THE
19 COUNTY MAY SAVE SOME MONEY GOING OTHER ROUTE. I DON'T AGREE
20 WITH THAT. IF I HAVE BIDDERS THAT ARE 10 OR 20 OR 30% OVER MY
21 BID, I THINK THAT EVENTUALLY THERE'S A GOOD CHANCE THAT YOU
22 MAY NEED TO PULL MORE MONEY FOR THAT. I MEAN, I DO HAVE AN
23 INTEREST FOR YOU NOT TO REJECT THE BID, BUT I THINK IT'S ALSO
24 THE PUBLIC INTEREST NOT TO REJECT THIS BID. IN ADDITION TO THE
25 BUSINESS DECISION, I'VE SEEN THE COURT OF THE RECOMMENDATION



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1 SAYING THAT THE COUNTY FACING SOMETIMES SINGLE OR NO BID OR NO
2 BIDDERS AND I WANT TO MAKE A STATEMENT HERE, THAT APPROVING
3 THE REJECTION OF THE BID IS-- CAN THROW ME OUT FROM LOOKING
4 INTO BIDDING MORE WITH THE COUNTY. WE HAVE ABLE, WE HAVE SOME
5 PROGRAMS THAT WE LOOK FOR JOBS TO BID AND THERE'S ALL COUNTY
6 AND CITIES BIDDING FOR JOBS AND WE CAN SELECT SOME OTHER PLACE
7 TO BID. AND, IF THEY DO COMPLAIN ABOUT NO BIDDERS, THEY
8 SHOULDN'T DO WHAT THEY DO. WE SPEND A LOT OF TIME, WE SPENT A
9 LOT OF DOLLARS TO BID FOR JOBS AND THEN, WHEN WE COME TO BID
10 THE LOW BID, I DON'T THINK IT'S PROPER TO REJECT ALL BIDS WHEN
11 I DON'T SEE ANY REALLY REASON THAT CAN JUSTIFY THAT.

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THANK YOU VERY MUCH, MR.
14 LEVI. ANYBODY ELSE WANT TO BE HEARD? IF NOT, PUBLIC COMMENT IS
15 CLOSED. SACHI, WILL YOU READ US INTO CLOSED SESSION?

16

17 **CLERK SACHI HAMAI:** IN ACCORDANCE WITH BROWN ACT REQUIREMENTS,
18 NOTICE IS HEREBY GIVEN THAT THE BOARD OF SUPERVISORS WILL
19 CONVENE IN CLOSED SESSION TO DISCUSS ITEMS CS-1, CONFERENCE
20 WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION, ITEM CS-2,
21 CONFERENCE WITH LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE
22 TO LITIGATION, ONE CASE. ITEM CS-3, CONSIDERATION OF
23 CANDIDATES FOR THE APPOINTMENT TO THE POSITION OF CHIEF
24 ADMINISTRATIVE OFFICER AND CONFERENCE WITH LABOR NEGOTIATOR,
25 MICHAEL J. HENRY, DIRECTOR OF PERSONNEL AND ITEM CS-4,



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1 CONSIDERATION OF DEPARTMENT HEAD PERFORMANCE EVALUATIONS AS
2 INDICATED ON THE POSTED AGENDA. THANK YOU.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. HANG ON. IS ALLAN ANGEL
5 STILL HERE? I JUST WANT TO INTRODUCE YOU AND WELCOME YOU. MR.
6 ANGEL IS A COMMISSIONER FROM THE THIRD DISTRICT, GOOD NUMBER,
7 FROM KENT COUNTY LOVIE COURT. IS THAT THE EQUIVALENT OF THE
8 BOARD OF SUPERVISORS, IN DOVER, DELAWARE AND HE'S VISITING
9 SOUTHERN CALIFORNIA. IT'S GOOD TO HAVE YOU HERE. THANKS FOR
10 VISITING US. WE'LL COME BACK AND RECIPROCATATE IN DOVER,
11 DELAWARE. THANK YOU VERY MUCH.

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1 **REPORT OF ACTION TAKEN IN CLOSED SESSION ON FEBRUARY 6, 2007**

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5 CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

6 (Subdivision (a) of Government Code Section 54956.9) Joe

7 Oronoz, et al. v. County of Los Angeles, Los Angeles Superior

8 Court Case No. BC 334027

9

10 This lawsuit challenges the constitutionality of the County's
11 Utility User Tax ordinance.

12

13 No reportable action taken.

14

15 CS-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

16 (Subdivision (b) of Government Code Section 54956.9)

17 Significant exposure to litigation (one case)

18

19 No reportable action taken.

20

21 CS-3. PUBLIC EMPLOYMENT (Government Code Section 54957)

22 Interview and consider candidates for appointment to the

23 position of Chief Administrative Officer. CONFERENCE WITH

24 LABOR NEGOTIATORS (Government Code Section 54957.6) Agency

25 Representative: Michael J. Henry, Director of Personnel



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1 Unrepresented Employee: Candidates for position of Chief
2 Administrative Officer.

3

4 ACTION TAKEN:

5

6 The Board terminated the recruitment process for the position
7 of Chief Administrative Officer; and pursuant to Board Order
8 No. 41 B of January 16, 2007, David E. Janssen will remain as
9 the County s Chief Administrative Officer, pursuant to
10 Government Code Section 31680.6.

11

12 The vote of the Board of Supervisors was unanimous with all
13 Supervisors being present.

14

15 CS-4. DEPARTMENT HEAD PERFORMANCE EVALUATIONS (Government Code
16 Section 54957) Department Head performance evaluations.

17

18 No reportable action taken.

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1 I, JENNIFER A. HINES, Certified Shorthand Reporter
2 Number 6029/RPR/CRR qualified in and for the State of
3 California, do hereby certify:

4 That the transcripts of proceedings recorded by the
5 Los Angeles County Board of Supervisors February 6, 2007,
6 were thereafter transcribed into typewriting under my
7 direction and supervision;

8 That the transcript of recorded proceedings as
9 archived in the office of the reporter and which
10 have been provided to the Los Angeles County Board of
11 Supervisors as certified by me.

12 I further certify that I am neither counsel for, nor
13 related to any party to the said action; nor
14 in anywise interested in the outcome thereof.

15 IN WITNESS WHEREOF, I have hereunto set my hand this 8th
16 day of February 2007 for the County records to be used only
17 for authentication purposes of duly certified transcripts
18 as on file of the office of the reporter.

19

20 JENNIFER A. HINES

21 CSR No. 6029/RPR/CRR

22

23